

2011 SENATE APPROPRIATIONS

SB 2017

# 2011 SENATE STANDING COMMITTEE MINUTES

## Senate Appropriations Committee Harvest Room, State Capitol

SB 2017  
01-14-2011  
Job # 12917

Conference Committee

Committee Clerk Signature

*Alice Delzer*

### Explanation or reason for introduction of bill/resolution:

An appropriation for defraying the expenses of the Game and Fish Department

### Minutes:

See attached testimony

**Chairman Holmberg** called the committee back to order on SB2017, the Game and Fish Department. All committee members were present except Senator Wardner and Senator O'Connell. Joe Morrisette, OMB and Brady Larson, Legislative Council were present. He stated the subcommittee will be chaired by Senator Christmann; Senator Wanzek will be on it and at this time the third person had not been appointed. (it since was appointed to Senator O'Connell.)

**Terry Steinwand, Director of ND G & F Department** gave a brief opening statement in support of SB 2017, the Game and Fish Department's budget requests. We are a special fund agency and that we depend on license sales, fishing and hunting license sales and federal excise taxes on hunting and fishing for our funding source. Over the past 10 years we've been relatively fortunate in that our fish and wildlife resources have fared pretty well. Mild winters up to three years ago anyway have made life fairly easy for wildlife on our landscape but the last two and now into the 3<sup>rd</sup> have been a challenge for us and the wildlife. He continued to talk about license sales, habitat for wildlife, deer population and gun control may be a factor in the future. He stated in the last 10 years ND leads the nation in percent increase in licenses sales for hunting with a 26% increase, and for fishing license, we are 4<sup>th</sup> in the nation. He stated the last few winters have been hard on livestock. (Meter 4.14)

**Kim Molesworth, Chief of Administrative Services Division for the ND Game and Fish Department:** testified in favor of SB 2017 and provided Testimony attached # 1, 2011-2013 Appropriation Request. She stated she been the Business Manager for the past 6 years and recently became the Chief of Administrative Services and will be presenting the budget today. (Meter 11.03)

**V. Chair Bowman** made comments about people love to come to western ND and hunt and had questions concerning deer congregating in the cities, and asked what is driving them into the towns. He asked if it could be wolves. He stated he had seen several mule deer close to Bowman.

**Director Steinwand:** Deer populations, specifically mule deer populations are down in the southwest. They are tougher to find, and I like I said in my presentation, habitat is the key. This time of the year, if they're running out of food supplies they're going to go where they can get, whether it be a farmer or rancher's yard or in town, where you are going to have some trees and a little bit of thermal cover in the shelter there. No doubt the deer populations are down. Like I said we are out there doing deer surveys hopefully right now as we speak. We are a little concerned with the white tail population being up in that area from the stand point that is diseases will probably go up because it looks like you are getting wetter conditions down there and of course, it is somewhat habitat related, the winters, forage where they will congregate around the urban areas where food is available. It's likely, we haven't had a mountain lion kill down in that country so I'd hesitate to say it's that. We haven't had any reports of wolves, although it's possible, certainly with Montana being right next door, that is entirely possible. Coyote population has been there for as long as we've been there and probably has not increased. I think it is a matter of habitat,

**Senator Wanzek:** Question on managing the deer herds and making the determination to reduce some licenses, do you reduce them uniformly or do you manage it more specifically in the areas based on the numbers?

**Director Steinwand:** It is not a statewide reduction or increase. We have unitized management of our deer herd. There is 36 or 38 different management units, so we look at a number of different scenarios. #1- what does the hunter want, what will the land owner tolerate, what are the deer vehicle coalitions, what kind of reports are we getting from our aerial surveys or field staff. A lot of things go into that complex equation, but I know it is not statewide, it's on a unit basis. And I guess I will add something. It kind of relates to what Senator Bowman was talking about is in the past 5 years, we've tried to drive that deer population down because we were closing in on 150,000 licenses. Not that we didn't like that income, but that was intolerable to land owners. In the last 5 years, we have killed about 300,000 antlerless deer in ND statewide. If you put into perspective and conservatively look at each one of those only had a single fawn or even half of those had a single fawn, that is 450,000 deer we have taken off the landscape in 5 years. That's a lot of deer.

**Senator Wanzek:** It's fairly possible some units had just as many licenses or more.

**Director Steinwand:** That is correct. There are some units we actually did increase mostly antlerless doe tags, for the most part they were reduced. Our goal is somewhere between 124,000 or 125,000 licenses with about a 70% success rate.

**Senator Warner** stated they have a moose in their front yard of late. He stated every comment he receives about the Game and Fish Department is the complaint about deer depredation. He asked if he could specifically address the issue of interspecies transmission of disease? Senator Olafson has purebred cattle and he is paranoid about getting tuberculosis epidemic in northern Minnesota. A rancher complained to me concerning some very expensive purebred horses who had come down with the disease from accumulation of deer in his yard. (Meter 17.50)

**Director Steinwand:** I will do my best, I am not a disease biologist. Bovine tuberculosis is absolutely a concern, and we've worked with Senator Olafson on that. That is transmittal between wildlife, specifically deer and cattle. Coyotes can carry that disease. We go out and sample those when the opportunity exists and look and we do not, to our knowledge, have any TB outbreaks or any TB presence in North Dakota at the present time. But you're right. Right across the Red River there was a tremendous outbreak a few years back. And I just talked to an individual from Minnesota this last weekend in Iowa, and he says they are getting it under control. So, TB is certainly of concern. Chronic wasting disease is not an issue of transmissibility between deer and cattle. What I will say again, and not with any scientific evidence, we tend to have animals blamed for a lot of problems that they don't cause, but they are an easy target. We are working with Senator Wanzek to try to address that issue to a larger extent.

**Senator Warner:** Have you ever considered the idea of short seasons or emergency seasons where a farmer calls in a complaint, say he has 80 deer on 40 acres, and you would have a burst season of a day or two to try to disperse the herd. He was told that is exactly what Senator Wanzek and I (Director Steinwand) are working on.

**Senator Fischer** had questions regarding the antelope population and mountain lions in the eastern part of the state.

**Director Steinwand:** In terms of the antelope season, you are right. We hated to not have antelope season last year. Actually, we've had antelope season with lower numbers of antelope, but our problem the last two years the winters we have had has driven that antelope population down, and we felt given to the law on gratis, and what would be available to gun hunters and bow hunters it wouldn't be prudent to do that at this point and time. We are not holding our breath with this winter, and we keep in constant contact with our colleagues in SD Game and Fish and Parks and they are seeing far less antelope also. , and northwest SD, they have seen the same thing. In terms of mountain lions, they have their habitat requirements and I am speculating again but we do know South Dakota's population of mountain lions in the Black Hills is increasing and that's where our current population come from. We had the little gal shoot the mountain lion just southeast of Bismarck here right around Christmas time. We had another one not too long ago. Some staff don't even know that, just as I was going out of the office to come up here, I believe it was in your district, Senator Bowman, an individual shot a mountain lion and three kittens in his Quonset yesterday. That is completely legal. We consider those potentially harmful animals and we are going to put them down and we are going to ask you to put them down. I don't think we will ever see a population develop here in your district, no, they have pretty specific requirements.

**V. Chair Bowman:** About the antelope herds, how far do they migrate?

**Director Steinwand:** they will go a long ways, 200 miles is not out of the question, and that depends if you have I 94 or road like I 94, they are not going to pass it. They won't pass any obstruction; we are right on the edge of distribution for antelope in North America. Some will only travel 60 to 100 miles. (Meter 24.16)

**Senator Christmann** had questions concerning the budget and asked if they are trending up or down.

**Kim Molesworth:** The first one is the Pittman- Robertson, and that is used for wildlife type grants, that's the \$14 million and the Federal Aid and Sport Fish Restoration, that is the Dingle Johnson federal funds, and that's \$10 million. They have been trending up.

**Senator Christmann:** Are those divided by population of the states, how is the money distributed?

**Kim Molesworth:** There is a formula, it's called an apportionment and you have to certify the number of licenses you've sold, there are several different things that they gather information from each state and there is a formula then on how much each state gets. She continued on page 9 in testimony. I will go division by division of the budget and I will hit the high points. (Meter 34.11)

**Senator Christmann:** To what extent are we funding the law enforcement issue. This heavy push on the Missouri, are we worried about them catching their limit of fish or is it because people are drunk and disorderly and raising a fuss that is really a non Game and Fish Department, other law enforcement issue. He was told our law enforcement officers do write a lot of DUI tickets and inspect boats.

**Director Steinwand:** It is more of a boat safety issue than anything and jet ski activity and it can be very dangerous at times. That is one of the reasons there was a concentrated effort. We have tried to do within Game and Fish but we were pulling too many of our field staff into a concentrated area and those were lacking, Devils lake being one example. It has worked very well. Morton County Sheriff, Mandan Police Department, Burleigh County Sheriff and Bismarck Police Department have really stepped up. I believe they provided 40 officers from those 4 entities last summer that were signing on, they were paid for it through a grant through us because of this funding but in terms of catching over limits, it would be 1/100s of 1% that that activity and actually this has worked very well and we believe it's a really cheap way to keep that river safe.

**Kim Molesworth:** Continuing to conservation and Communication Division and the match on those programs listed in testimony we are fortunate to have close to 700 volunteers one of them, either Hunter Ed or Aquatic Ed and those volunteer hours can be used as a match for federal money instead of cash. She continued on to Wildlife Division.

**V. Chair Bowman** the amount for land acquisitions that comes out of hunting licenses, or does this come from another source?

**Kim:** We used to use the federal money back in the 70's; we bought some land with the federal money, we haven't done that for quite a long time Our land is from Game and Fish license sales for the land purchases. This current biennium we did use some federal section 6 money for endangered species to purchase some land up by the confluence area but right now, future biennium it's our Game and Fish sales money. She continued with testimony in the Wildlife Division. (Meter 41.36)

**Senator Wanzek** expressed concern about depredation and concern about control officers being furloughed and asked if the committee could be brought up to date on these issues.

**Director Steinwand:** You are right. This is an important program, for us and the producers of ND. Our funding base has increased from the Game and Fish Department since 1999, we are asking that amount to stay the same for the current one. As I understand it, one of your colleagues is going to be introducing a bill to address this issue in terms of making the funding whole. I would absolutely agree with that so you as an appropriation committee as a Legislator can delve into this issue as to why is there a shortfall, is there something else going on or do we need to fund it at a higher level. (Meter 43.17)

**Chairman Holmberg** Is the bill you are talking about going to be a Senate Bill? He was told Senator Olafson was going to put something in so yes. Chairman Holmberg replied if there is a policy decision it would go to policy committee, otherwise it will come right to us and we typically would hold on to this bill until all the bills that we are aware of that deal in this area can be viewed at the same time by the committee.

**Senator Wanzek** had a question for Chairman Holmberg. In subcommittee then I know there has been some talk about the performance audit of Wildlife Services, will we have access to that in the subcommittee hearings or can we get that?

**Chairman Holmberg:** Yes, it is available on line and Brady has it.

**V. Chair Bowman** commented about a farmer having problems with wild turkeys and the damage they do. He then asked if they can put \$800,000.00 into land acquisitions, why can't you put that much into helping the farmers or ranchers with the depredations that they have. It seems to me like the harmony between Game and Fish in managing the wildlife and the ranchers that usually have the wildlife on their lands, there needs to be a better relationship.

**Director Steinwand:** The depredation of our department is actually hidden in the PLI, Private Lands Initiative program which is over \$12 million. As an example, last winter alone we spent \$900,000 just on deer depredation. We always encourage all the producers, if you see one or two turkeys or one or two deer, call us right away. We probably won't do anything at that point and time but we are aware of it. We have to get on top of those before they become habituated to that food supply because once they become habituated it becomes much more difficult if not impossible. We actually went down and trapped turkeys, our actions may have caused those turkeys to move on to a neighbor's land and cause someone else a depredation problem. The key is to get the people to call us early so we can attack that problem. But we do have the money.

**Senator Christmann** had questions regarding #5 on the Wildlife Division budget saying it is up 11%.

**Kim Molesworth:** Go to page 3 of the handout. I am getting the 11% right off the governor's requested recommendation comparison summary and it shows 2<sup>nd</sup> column from the right 11% increase in the Wildlife Division budget. And we can go to the detail lines in

the budget and show you those two if you need to. He asked about the amount that was set for land acquisition, the \$800,000.00 is the same as it was last time and what went up 11%.

**Kim Molesworth:** He was told the land acquisition stayed the same. A lot of the 11% is salaries, it is a very large division with staff salaries but I can go through the detail line items and show you if it was operating or capital projects or grants. She was told they will work on that in the subcommittee. She continued on the Lonetree Funding, also a special line item. (Meter 50.26)

**Chairman Holmberg:** You were able to hold on to your goal of 1 million acres for the PLOTS program but I also notice you have a large percentage of your plots are CRP land. Do you anticipate that changing over the next few years?

**Kim Molesworth:** We do anticipate CRP going down and our Working Lands Program to go p. He asked if it could be the same land. It possibly could. The PLOTS program go to page 12, it lists all the programs, and a lot of people don't realize that the PLOTS program isn't just one program and it shows the number of acres in each program and the land owner gets to chose what they do and we also have a new grant for the voluntary public access and habitat incentive program sponsored by Senator Conrad. We call it the Open Fields Grant and that will also pay for public access payments to land owners and we are thinking that's going to bump up the last program, the WRP program.

**Senator Christmann:** When we do the subcommittee I think we are going to want you to bring us a new copy of the various programs, what we pay people, number of acres, all that information so we can dig a little deeper.

**Kim Molesworth** then recapped the last page.

**Senator Robinson:** Question on last page, Grahams Island, how much previously have we spent on that challenge up there? It's at least a couple of other times, has it not?

**Director Steinwand:** This is the second time. The first time was \$700,000.00 that was allocated but there were some criteria that came into place and we only ended up with 4 or \$450,000.00 at that point and time.

**Senator Robinson:** You talked about mountain lions, do we have any idea, I know it's very difficult, how many numbers of mountain lions are in the state right now?

**Director Steinwand:** We base our population at this point and time on the habitat, prime habitat in the Badlands and Grassy Butte area, anywhere around 45 to 75 animals. We are hoping to fund a mountain lion and bobcat study to get a much better picture. Being secretive animals it's really tough to get a good population estimate on them.

**Senator Robinson** asked about the auction for confiscated hunting equipment.

**Director Steinwand:** That program by law is administered by the NDWF and it varies depending how much equipment is confiscated and kept. We had one last year, it depends on how many wrongdoers are out there.

**Chairman Holmberg** I am sure the subcommittee will have some additional questions and information for you. Anyone else here wishes to testify on 2017.

**Mike McEnroe, ND Chapter of Wildlife Society** testified in favor of SB 2017 and provided written Testimony attached # 2 (Meter 60.12)

**Senator Christmann:** When one of my deer hunters reported to me, they did a walkthrough, I had about 300 trees cut down fresh, do you consider that just an Ag Department issue?

**Mike McEnroe:** I don't consider that an Ag Department issue. Wildlife Services does manage the beaver dam damage. I am assuming your cut down trees are from beaver. Senator Christmann agreed and stated the hunter's reaction was the deer were going to suffer. Mike stated we are not saying the Wildlife Services is not important, we are saying it may not be the Game and Fish Department and the sportsmen and women to fund all aspects of it. He concluded his written testimony. (Meter 64.58)

**V. Chair Bowman:** stated he felt the wildlife are not affected by the energy development and mentioned the Bighorn Sheep laying down right beside an oil well. When you make the statement like energy is going to run all the wildlife out of western ND I don't think that's even close to being the truth and that's the kind of things that puts fear into people's minds if you don't live out there. Where do you get your information that this is going to be harmful to the wildlife by making a statement about the oil development.

**Mike McEnroe:** I think the scientific research done in Montana, Wyoming and Colorado can demonstrate and show the impacts to wildlife. I just did a study regarding Montana and they reported a 47% decline in mule deer numbers in oil and gas development areas over a 4 year period.

**V. Chair Bowman:** What about the study that showed the tremendous loss of elk by wolves? He was told that study is also there. He was told some of the western states are working to reduce that wolf population. (Meter 66.59)

**Harlan Kleppe, Dawson, ND** submitted Testimony attached # 3 requesting that farmers be reimbursed regarding deer depredation from the Habitat and Deer Depredation fund. He asked what the Legislative intent is for this fund. He feels the Game and fish Department is responsible for managing the state's wildlife and should be held accountable for deer depredation to agricultural crops. Testimony attached #4, Program Narrative, Game and Fish Department and Testimony attached # 5, Page 26 of the Program Narrative with pictures attached.

**Chairman Holmberg** closed the hearing on 2017.

# 2011 SENATE STANDING COMMITTEE MINUTES

## Senate Appropriations Committee Harvest Room, State Capitol

SB 2017  
February 1, 2011  
Job # 13823

Conference Committee

Committee Clerk Signature

*Rose Tanning*

### Explanation or reason for introduction of bill/resolution:

This is a subcommittee hearing for SB 2017 – Game & Fish.

### Minutes:

See attachment - # A

**Senator Christmann** called the committee hearing to order on SB 2017. Those present are: **Senator Wanzek, Senator O'Connell.**

Game & Fish representatives – **Kim Molesworth, Kevin Kading, Greg Link, Terry Steinwand, Paul Schadewald**

**Brady Larson & Shane Rau** - Legislative Council; **Joe Morrissette** – OMB

Attachment #A – ND Game & Fish Dept. Response to Senate Appropriations Information Request 1/24/11

**Senator O'Connell** asked if there were any temporaryps that are fulltime and **Terry Steinwand** said he knows they have one for sure and **Kim Molesworth** said they have a few seasonals that are full time. A lot of the seasonal are just summertime.

**Senator Christmann** asked if they were students that work over the summer.

Discussed Wildlife Services and the bounty on coyotes **Terry Steinwand** has given testimony that this would pay for 2000 coyotes at a cost of \$200,000 from the Wildlife Services budget. This would be an ineffective and inefficient way to harvest coyotes. They estimate anywhere between 25,000 & 55,000 coyotes harvested each year. This would only pay for 2000.

**Senator Christmann:** On wildlife services, it's \$340,000 in next biennium and \$187,000 this biennium. In the 05-07 biennium, I think I used 4-5% growing, I'm thinking that you guys should be able to kick in another \$100,000.

**Terry Steinwand:** We went from \$100,000 in 1999-2001 biennium to \$768,800 to the current biennium. We agree that they need an increase, we just argue that it probably shouldn't come from Game & Fish.

**Greg Link:** I think it's outside this, but we give them \$31,000 for Canada Goose depredation.

**Senator Christmann:** That was a proposal in trying to raise \$300,000 for next biennium and get the other from the water commission. I know it's not what you like to hear, but I don't know where else to get it either.

Discussed the boat ramps, roads and rising water levels across the state in Cattail Bay, Pelican Lake, Graham's Island, Devils Lake and Lake Sakakawea. Also discussed the rationale and costs of extending boat ramps.

The Game & Fish have cold storage buildings in each district to store equipment. They have buildings in Riverdale, Dickinson, Williston, Devils Lake, and Jamestown.

**Terry Steinwand:** At the fisheries, the nets they use to survey lakes, cost about \$2000-3000 a piece and if you leave them outside, they break down in the sunlight so we want to have them inside a facility where the sunlight doesn't hit on them.

**Senator O'Connell** asked about the \$200,000 that is used for enforcement on the Missouri River. **Terry Steinwand** explained the program and the enforcement presence. It's worked very well.

**Senator O'Connell:** When the tickets are written on the river, where do those funds go?

**Paul Schadewald:** Game & Fish does not keep that. It goes to State School funds? It's not just Game & Fish laws. There have been a lot of drug and alcohol problems and a variety of problems on the river, so it's good to have the sheriffs and the Bismarck City involved with enforcement.

**Terry Steinwand:** This money was supposed to come from the Water Commission. In the current biennium it came from the Water Commission and I think that was omitted.

**Kim Molesworth:** We bill the Water Commission for the grants that we write and according to their appropriation, that's part of that "sovereign lands enforcement" and that is up to \$200,000 that they will reimburse us for – for grants that we use to get extra enforcement on the Missouri River.

**Paul Schadewald:** We get nothing. Nobody wants to do enforcement down there. It's sovereign lands; it's not Burleigh County, it's not Morton County. People neglected it so it's an attempt by some legislators to try and handle that issue.

**Senator Wanzek** asked if there were any federal dollars to help and assist in law enforcement.

**Terry Steinwand** said there are Coast Guard monies which we have given grants for equipment, primarily to Burleigh County, Morton County, boats, etc.

Discussed requests for deer license applications and the number of deer in the state.

**Senator Christmann:** Are deer hunting licenses only 8% of money coming in?

**Kim Molesworth:** Hunting related fees is 36% of budget.

**Paul Schadewald** said non-residents provide over half of our hunting license revenue. We aren't allowed to let more than 1% in on deer hunting because of restrictions from 50 years ago, but they have a major impact. It's pheasant hunters and waterfowl hunters that are coming into ND where the \$6M comes from. It's three times what they get for deer licenses.

**Senator O'Connell** asked about credit card transaction fees.

**Paul Schadewald** said they now get over 70% of the applications for deer licenses come in over the internet. Non-residents are buying most of their small game and waterfowl licenses over the internet. Residents are buying the regular license too. We work through the Bank of ND for credit card transaction processing from ITDs web system for doing e-commerce. We think it's money well spent. We used to get 800 bad checks and handle and process all that money. Now it comes in on the internet and have cut down our temp staff for opening envelopes and processing checks. It's a high fee, but we think it's worth it. We don't believe in service charges for customers. It's part of doing business and we encourage them to use the internet.

**Senator Christmann:** #6 on green sheet is \$875,000 of fishing area improvements. What is this?

**Kim Molesworth** said its more for improvements to fishing areas. It's extraordinary repairs, improvements to ramps versus new ramps, sediment removal, riprap work, shoreline work. It's capital improvements versus grants.

**Terry Steinwand** said these are granted out to counties or park districts and they typically contract with a local entity and we oversee the projects. These are not state parks, they go to various fishing lakes across the state. We feel the anglers have already paid for them.

**Joe Morrissette** said that out of that \$875,000, \$625,000 is federal and \$250,000 is special funds. State Parks – there is \$122,000 in the department's budget to provide as a grant to the Parks dept. It's to assist in the operation and maintenance of the boat ramps in the state parks. That amount is continued in this budget as well.

**Senator Christmann** thanked everyone for coming.

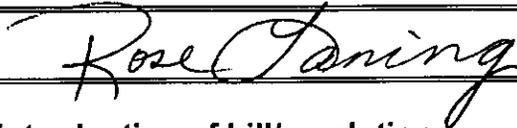
# 2011 SENATE STANDING COMMITTEE MINUTES

Senate Appropriations Committee  
Harvest Room, State Capitol

SB 2017  
February 21, 2011  
Job # 14766

Conference Committee

Committee Clerk Signature



## Explanation or reason for introduction of bill/resolution:

Roll call vote on SB 2017 with amendments on wildlife services and Graham's Island road project.

## Minutes:

You may make reference to "attached testimony."

**Chairman Holmberg** called the committee hearing – for committee work. Roll call was taken.  
**Tad H. Torgerson** – OMB      **Becky J. Keller** – Legislative Council

**Chairman Holmberg** had a request from leadership for all committee members. When you are carrying budgets, your presentation should answer these 4 questions:

- 1- Remind the Senate of percentage increase or decrease over the last budget – not including onetime expenditures. Explain why this budget is 20%, etc.
- 2- One time expenditures – mention what they are. They are delineated within the bill.
- 3- The number of FTE increase or decrease in the budget. Most of the budgets are flat-lined. There have been a couple with slight increases and a few where there were decreases in what the Governor's Executive Budget recommended.
- 4- Any new initiatives that are in the budget you are carrying. Based upon introduced bill.

**Senator Christmann** said the subcommittee amendments are relatively simple and revolves around wildlife services and the Grahams Island State Park roadway project. The roadway project - the original appropriation bill called for \$400,000 of Game & Fish money. The subcommittee felt it belonged with DOT or Parks & Rec. This calls for \$100,000. Then to Wildlife services – they have two budget shortfall issues. Last session we left here knowing they were underfunded. We pay their salary and benefits and they don't have enough money to get to the end of the biennium. They are about \$200,000 short of being able to pay their people. Based on the Governor's Executive Budget which held their finances flat, they expect to be just under \$350,000 short for the next biennium. In two years from now, we don't want the same situation so either we try to do this ourselves, not do it at all or fund it. It's just a reality that we don't control federal salaries or benefits.

To solve the two problems, this bill suggest that we get \$250,000 from state water commission – especially with beaver control. The other \$100,000 is increased out of Game & Fish fund. That would take them from \$768,800 to \$868,800.

He wondered where they are going to find \$200,000 to get through the end of this biennium. When we did property tax relief two years ago and decided that we were going to pay 75 mills of everyone's property taxes, I wondered if we paid an equal percentage on government agencies who pay payments in lieu of taxes. I checked and yes we did. Should we shift that property tax burden from game & fish funds to the general fund? It occurred to the subcommittee that this was an unexpected savings and it just so happens that they save around \$200,000 over the biennium in their payments in lieu of taxes. There is no general fund money, no FTEs, and on the \$200,000 there is an emergency clause.

**Senator Christmann moved Do Pass on Amendment 11.8144.01002**

**Senator O'Connell seconded.**

**A Roll Call vote was taken. Yea: 13 Nay: 0 Absent: 0**

**Senator Krebsbach** asked where are we going to get the other \$300,000 for the Graham's Island project.

**Senator Christmann:** If it's going to get done, it's more of a DOT or Parks & Rec. issue.

**Senator Erbele** proposed amendment 11.8144.01003 and said this amendment seeks to provide some compensation to the producers that are experiencing depredation of their feed stock through deer being on them. He's heard from many in his district. No one wanted to talk about anything else, just deer in their feed lots. They think they aren't being listened to. Hunting season isn't viable option because no one wants emaciated deer. This bill appropriates \$5M from Game & Fish Dept. and in order to trigger a payment, the producers would have to purchase crop insurance for their unharvested crop or for their hay – some way to have an insurance agent to go out there and determine value and determine loss.

**Senator Erbele moved Do Pass on amendment 11.8144.01003 - spoke on section 2**

**Senator Bowman seconded.**

**Chairman Holmberg** asked for a balance of the Game & Fish fund - the unencumbered balance.

**Joe Morrissette**, Legislative Council – About \$28 M.

**Terry Steinwand**, Director, ND Game & Fish said they could not support this bill.

**A Roll Call vote was taken. Yea: 5 Nay: 8 Absent: 0**

**Amendment failed.**

**Senator Christmann moved Do Pass as Amended on 2017.**

**Senator Wardner seconded.**

**A Roll Call vote was taken. Yea: 13 Nay: 0 Absent: 0**

**Senator Christmann will carry the bill**

PROPOSED AMENDMENTS TO SENATE BILL NO. 2017

Page 1, line 2, after the semicolon insert "to provide legislative intent;"

Page 1, replace line 14 with:

"Grants            6,544,000      874,500      7,418,500"

Page 1, replace line 21 with:

"Wildlife services    768,800      100,000      868,800"

Page 1, replace line 22 with:

"Total special funds   \$59,463,938   \$5,073,804   \$64,537,742"

Page 1, after line 23, insert:

**"SECTION 2. APPROPRIATION - 2009-11 BIENNIUM WILDLIFE SERVICES - AGRICULTURE COMMISSIONER - LEGISLATIVE INTENT.** There is appropriated out of any moneys in the game and fish fund in the state treasury, not otherwise appropriated, the sum of \$200,000, or so much of the sum as may be necessary, to the game and fish department for the purpose of providing funds to the agriculture commissioner for the payment of wildlife services, for the period beginning with the effective date of this Act and ending June 30, 2011. It is the intent of the sixty-second legislative assembly that the funding provided in this section is from the estimated savings to the game and fish department resulting from the reduction in property tax liability resulting from provisions of Senate Bill No. 2199 approved by the sixty-first legislative assembly."

Page 2, line 5, replace "The" with "Funding of \$100,000 included in the"

Page 2, line 5, remove "includes \$400,000"

Page 2, line 7, replace ", which is" with "and section 2 of this Act are"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2017 - Game and Fish Department - Senate Action**

	Executive Budget	Senate Changes	Senate Version
Salaries and wages	\$24,019,028		\$24,019,028
Operating expenses	12,524,493		12,524,493
Capital assets	4,183,170		4,183,170
Grants	7,718,500	(300,000)	7,418,500
Land habitat and deer	12,054,686		12,054,686
Noxious weed control	600,000		600,000
Missouri River enforcement	200,000		200,000
Grants, gifts, and donations	800,000		800,000
Nongame wildlife conservation	120,000		120,000
Lonetree Reservoir	1,749,065		1,749,065
Wildlife Services	<u>768,800</u>	<u>100,000</u>	<u>868,800</u>
Total all funds	\$64,737,742	(\$200,000)	\$64,537,742

Less estimated income	64,737,742	(200,000)	64,537,742
General fund	\$0	\$0	\$0
FTE	157.00	0.00	157.00

**Department No. 720 - Game and Fish Department - Detail of Senate Changes**

	Reduces Funding for Grahams Island State Park Road Project <sup>1</sup>	Increases Funding for Wildlife Services <sup>2</sup>	Total Senate Changes
Salaries and wages			
Operating expenses			
Capital assets			
Grants	(300,000)		(300,000)
Land habitat and deer			
Noxious weed control			
Missouri River enforcement			
Grants, gifts, and donations			
Nongame wildlife conservation			
Lonetree Reservoir			
Wildlife Services		100,000	100,000
Total all funds	(\$300,000)	\$100,000	(\$200,000)
Less estimated income	(300,000)	100,000	(200,000)
General fund	\$0	\$0	\$0
FTE	0.00	0.00	0.00

<sup>1</sup> This amendment reduces funding for a grant to the Parks and Recreation Department for the Grahams Island State Park roadway project by \$300,000 to provide total grant funding of \$100,000.

<sup>2</sup> This amendment increases the amount of funding to be provided to the Agriculture Commissioner for the Wildlife Services program to provide a total of \$868,800.

A section is added to appropriate \$200,000 from the game and fish fund to the Game and Fish Department for the remainder of the 2009-11 biennium to be provided to the Agriculture Commissioner for the Wildlife Services program. Legislative intent is included in the section, and the section is declared to be an emergency measure.

Date: 2-21-11  
Roll Call Vote # 1

2011 SENATE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 2017

Senate Appropriations Committee

Check here for Conference Committee

Legislative Council Amendment Number 11.8144.01002 (Christmann)

Action Taken:  Do Pass  Do Not Pass  Amended  Adopt Amendment  
 Rerefer to Appropriations  Reconsider

Motion Made By Christmann Seconded By O'Connell

Senators	Yes	No	Senators	Yes	No
Chairman Holmberg	✓		Senator Warner	✓	
Senator Bowman	✓		Senator O'Connell	✓	
Senator Grindberg	✓		Senator Robinson	✓	
Senator Christmann	✓				
Senator Wardner	✓				
Senator Kilzer	✓				
Senator Fischer	✓				
Senator Krebsbach	✓				
Senator Erbele	✓				
Senator Wanzek	✓				

Total (Yes) 13 No 0

Absent 0

Floor Assignment \_\_\_\_\_

If the vote is on an amendment, briefly indicate intent:

PROPOSED AMENDMENTS TO SENATE BILL NO. 2017

Page 1, after line 23, insert:

**"SECTION 2. APPROPRIATION - DEER DEPREDATION ASSISTANCE FUNDING.** There is appropriated out of any moneys in the game and fish fund in the state treasury, not otherwise appropriated, the sum of \$5,000,000, or so much of the sum as may be necessary, to the game and fish department for the purpose of providing deer depredation assistance payments, for the period beginning with the effective date of this Act, and ending June 30, 2013. The game and fish department shall distribute funding for deer depredation assistance payments to qualified applicants that have sustained damage to unharvested crops or hay supplies due to deer depredation in accordance with the following criteria:

1. Applicants must have sustained damage to unharvested crops or hay supplies due to deer depredation between November 2010 and April 2011.
2. Applicants must have purchased crop insurance for the unharvested crop where deer depredation occurred or fire insurance for the hay supplies where deer depredation occurred.
3. Applicants must submit documentation to the game and fish department by July 1, 2011, detailing the damage to the unharvested crops or hay supplies resulting from deer depredation. The documentation must include an estimate of the related financial loss as certified by the applicant's crop or fire insurance adjuster.
4. The game and fish department shall review all applications and determine by August 1, 2011, which applications are approved for assistance payments. The game and fish department shall distribute funding to approved applicants for any financial loss relating to deer depredation that exceeds \$1,000. If total assistance payments relating to approved applications exceed \$5,000,000, the game and fish department shall reduce assistance payments for each approved application by a proportionate amount based on available funding."

Page 2, line 5, replace "The" with "Funding of \$400,000 included in the"

Page 2, line 5, remove "includes \$400,000"

Page 2, line 7, replace ", which is" with "and section 2 of this Act are"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2017 - Game and Fish Department - Senate Action**

	Executive Budget	Senate Changes	Senate Version
Salaries and wages	\$24,019,028		\$24,019,028
Operating expenses	12,524,493		12,524,493
Capital assets	4,183,170		4,183,170
Grants	7,718,500		7,718,500

Land habitat and deer	12,054,686		12,054,686
Noxious weed control	600,000		600,000
Missouri River enforcement	200,000		200,000
Grants, gifts, and donations	800,000		800,000
Nongame wildlife conservation	120,000		120,000
Lonetree Reservoir	1,749,065		1,749,065
Wildlife Services	768,800		768,800
Deer depredation program		5,000,000	5,000,000
Total all funds	\$64,737,742	\$5,000,000	\$69,737,742
Less estimated income	64,737,742	5,000,000	69,737,742
General fund	\$0	\$0	\$0
FTE	157.00	0.00	157.00

**Department No. 720 - Game and Fish Department - Detail of Senate Changes**

	Adds Funding for Deer Depredation <sup>1</sup>	Total Senate Changes
Salaries and wages		
Operating expenses		
Capital assets		
Grants		
Land habitat and deer		
Noxious weed control		
Missouri River enforcement		
Grants, gifts, and donations		
Nongame wildlife conservation		
Lonetree Reservoir		
Wildlife Services		
Deer depredation program	5,000,000	5,000,000
Total all funds	\$5,000,000	\$5,000,000
Less estimated income	5,000,000	5,000,000
General fund	\$0	\$0
FTE	0.00	0.00

<sup>1</sup> Funding of \$5 million is provided from the game and fish fund for a deer depredation assistance payment program. The amendment also provides criteria for the distribution of the deer depredation assistance payments.

Date: 2-21-11  
 Roll Call Vote # 2

2011 SENATE STANDING COMMITTEE ROLL CALL VOTES  
 BILL/RESOLUTION NO. 2017

Senate \_\_\_\_\_ Appropriations \_\_\_\_\_ Committee

Check here for Conference Committee

Legislative Council Amendment Number 11.8144.01003 (Erbele)

Action Taken:  Do Pass  Do Not Pass  Amended  Adopt Amendment  
 Rerefer to Appropriations  Reconsider

Motion Made By Erbele Seconded By Bowman

Senators	Yes	No	Senators	Yes	No
Chairman Holmberg		✓	Senator Warner		✓
Senator Bowman	✓		Senator O'Connell	✓	
Senator Grindberg		✓	Senator Robinson		✓
Senator Christmann	✓				
Senator Wardner		✓			
Senator Kilzer		✓			
Senator Fischer		✓			
Senator Krebsbach	✓				
Senator Erbele	✓				
Senator Wanzek		✓			

Total (Yes) 5 No 8

Absent 0

Floor Assignment \_\_\_\_\_

If the vote is on an amendment, briefly indicate intent:

*Motion failed*

Date: 2-21-11  
Roll Call Vote # 3

2011 SENATE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 2017

Senate Appropriations Committee

Check here for Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken:  Do Pass  Do Not Pass  Amended  Adopt Amendment

Rerefer to Appropriations  Reconsider

Motion Made By Christmann Seconded By Wardner

Senators	Yes	No	Senators	Yes	No
Chairman Holmberg	✓		Senator Warner	✓	
Senator Bowman	✓		Senator O'Connell	✓	
Senator Grindberg	✓		Senator Robinson	✓	
Senator Christmann	✓				
Senator Wardner	✓				
Senator Kilzer	✓				
Senator Fischer	✓				
Senator Krebsbach	✓				
Senator Erbele	✓				
Senator Wanzek	✓				

Total (Yes) 13 No 0

Absent 0

Floor Assignment Christmann

If the vote is on an amendment, briefly indicate intent:

**REPORT OF STANDING COMMITTEE**

**SB 2017: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2017 was placed on the Sixth order on the calendar.

Page 1, line 2, after the semicolon insert "to provide legislative intent;"

Page 1, replace line 14 with:

"Grants 6,544,000 874,500 7,418,500"

Page 1, replace line 21 with:

"Wildlife services 768,800 100,000 868,800"

Page 1, replace line 22 with:

"Total special funds \$59,463,938 \$5,073,804 \$64,537,742"

Page 1, after line 23, insert:

**"SECTION 2. APPROPRIATION - 2009-11 BIENNIUM WILDLIFE SERVICES - AGRICULTURE COMMISSIONER - LEGISLATIVE INTENT.** There is appropriated out of any moneys in the game and fish fund in the state treasury, not otherwise appropriated, the sum of \$200,000, or so much of the sum as may be necessary, to the game and fish department for the purpose of providing funds to the agriculture commissioner for the payment of wildlife services, for the period beginning with the effective date of this Act and ending June 30, 2011. It is the intent of the sixty-second legislative assembly that the funding provided in this section is from the estimated savings to the game and fish department resulting from the reduction in property tax liability resulting from provisions of Senate Bill No. 2199 approved by the sixty-first legislative assembly."

Page 2, line 5, replace "The" with "Funding of \$100,000 included in the"

Page 2, line 5, remove "includes \$400,000"

Page 2, line 7, replace ", which is" with "and section 2 of this Act are"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2017 - Game and Fish Department - Senate Action**

	Executive Budget	Senate Changes	Senate Version
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Operating expenses	12,524,493		12,524,493
Capital assets	4,183,170		4,183,170
Grants	7,718,500	(300,000)	7,418,500
Land habitat and deer	12,054,888		12,054,888
Noxious weed control	600,000		600,000
Missouri River enforcement	200,000		200,000
Grants, gifts, and donations	800,000		800,000
Nongame wildlife conservation	120,000		120,000
Lonetree Reservoir	1,749,065		1,749,065
Wildlife Services	<u>768,800</u>	<u>100,000</u>	<u>868,800</u>
Total all funds	\$64,737,742	(\$200,000)	\$64,537,742
Less estimated income	<u>64,737,742</u>	<u>(200,000)</u>	<u>64,537,742</u>
	\$0	\$0	\$0

General fund			
FTE	157.00	0.00	157.00

**Department No. 720 - Game and Fish Department - Detail of Senate Changes**

	Reduces Funding for Grahams Island State Park Road Project <sup>1</sup>	Increases Funding for Wildlife Services <sup>2</sup>	Total Senate Changes
Salaries and wages			
Operating expenses			
Capital assets			
Grants	(300,000)		(300,000)
Land habitat and deer Noxious weed control Missouri River enforcement Grants, gifts, and donations Nongame wildlife conservation Lonetree Reservoir Wildlife Services		100,000	100,000
Total all funds	(\$300,000)	\$100,000	(\$200,000)
Less estimated income	(300,000)	100,000	(200,000)
General fund	\$0	\$0	\$0
FTE	0.00	0.00	0.00

<sup>1</sup> This amendment reduces funding for a grant to the Parks and Recreation Department for the Grahams Island State Park roadway project by \$300,000 to provide total grant funding of \$100,000.

<sup>2</sup> This amendment increases the amount of funding to be provided to the Agriculture Commissioner for the Wildlife Services program to provide a total of \$868,800.

A section is added to appropriate \$200,000 from the game and fish fund to the Game and Fish Department for the remainder of the 2009-11 biennium to be provided to the Agriculture Commissioner for the Wildlife Services program. Legislative intent is included in the section, and the section is declared to be an emergency measure.

2011 HOUSE APPROPRIATIONS

SB 2017

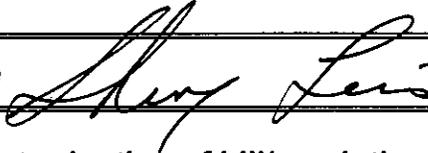
# 2011 HOUSE STANDING COMMITTEE MINUTES

House Appropriations Government Operations Division  
Medora Room, State Capitol

SB2017  
March 15, 2011  
Recorder Job# 15425

Conference Committee

Committee Clerk Signature



## Explanation or reason for introduction of bill/resolution:

A Bill for an Act to provide an appropriation for defraying the expenses of the game and fish department; and to declare an emergency.

## Minutes:

**Chairman Thoreson:** Opened the hearing on SB2017. It was noted that all members of the committee were present.

**Terry Steinwand, Director, North Dakota Game and Fish:** See attached testimony 2017.3.15.11A.

**Representative Kempenich:** Did the senate figure that Graham's Island was a lost cause?

**Terry Steinwand:** You'd have to ask the senate; I can only speculate. I don't believe that's a lost cause. It has been raised before. This should be the last raise because if it goes to 1,457 or 1,458 it's going to overflow anyway.

**Representative Kroeber:** You had said that the governor had \$400,000.00 in for the Graham's Island Road?

**Terry Steinwand:** Correct.

**Representative Kroeber:** So he had \$400,000.00. So, there's still \$100,000.00 coming out of game and fish for Graham's Island Road?

**Terry Steinwand:** It would still be \$100,000.00. I think it's a \$12 million project and 80% of that would come from federal funding, \$400,000.00 in the Governor's budget, and \$2.4 million from general funds.

**Kim Molesworth, Chief Administrative Services Division, North Dakota Game and Fish:** See attached testimony 2017.3.15.11B.

**Representative Klein:** A little further explanation on that Bureau of Reclamation money; where that's coming from Lonetree. How did we arrive at that?

**Kim Molesworth:** We manage the Loantree WMA and it provides technical services for that area. It was laid out in the Garrison Diversion Reformation Act. The feds built that building on that land and so we manage about 30,000 acres. We call Loantree WMA.

Testimony continued.

**Chairman Thoreson:** On that Federal Aid and Wildlife Restoration Act using that \$14 million. That comes you said from ammo and that type of thing? How is that figured out the amount of money we get from that?

**Kim Molesworth:** The feds have a formula. We have to certify our licensing sales to them and it's an apportionment based on that and several other factors that they distribute out to the states.

**Chairman Thoreson:** Does that number remain relatively stable? That number we're looking at here is that an increase or decrease from what we've seen in the past?

**Kim Molesworth:** This number is a slight increase from the past. However, like Director Steinwand mentioned, it's starting to stabilize. We saw a jump for a little while with the gun scare; but, it's starting to go back to regular levels and it has been pretty stable.

**Representative Kroeber:** We have in statute that you have to keep \$15 million in the fund, right?

**Kim Molesworth:** Yes.

Testimony continued.

**Representative Brandenburg:** For the decrease on the number of deer, where do you base that number on?

**Kim Molesworth:** We fly surveys.

**Terry Steinwand:** It is a combination of factors. We have 8 districts and we have meetings twice a year; so, we gather input there. You have producers out there saying we have way too many deer and you have the other end of the spectrum saying the coyotes are killing all the deer. It's somewhere in between there and we have to adapt accordingly. The reason this has dropped to some extent it it's putting all those factors together and asking what's the best population and the most optimum population we can have for the public.

**Representative Brandenburg:** Out there in the country, I know my family in the Edgeley area we've had a half dozen vehicles hit by deer in the last couple of years. What's the difference of allowing more hunters of deer or letting them die in the middle of the winter? I don't understand to cut the numbers back when we're having such a problem with deer deprivation as deer hits with vehicles.

**Terry Steinwand:** I will be addressing this further on Thursday morning. When you look at the last 2 winters, we had a lot of corn standing; we don't this year. We have less ranchers than we did 10 years ago; with the same number of deer, probably a few less.

**Kim Molesworth** continued with her testimony.

**Representative Klein:** I'm looking at the one where you're carrying over capital construction. What were those projects and where are they at?

**Kim Molesworth:** We carried over the lab building we were constructing and that was completed in December. I think that was the only project we carried over to the 2009-2011 biennium.

Testimony continued.

**Representative Klein:** At the Garrison fish hatchery is the state taking more of that since the feds have cut back on that? Is the state assuming additional costs to keep that place going?

**Kim Molesworth:** That number has stayed pretty consistent at the \$520,000.00 for our share of the fish hatchery.

**Representative Klein:** But overall the amount of work at that place has gone down because of the federal cutback?

**Terry Steinwand:** What hasn't been done is the regular recurring maintenance. Our cost share has remained very consistent. The crew up there consistently produces more and more fish with the same manpower, the same number of ponds, etc. We're the cheapest in the nation by far. We put \$500,000.00 in a biennium and most others can get by at \$2 million per year.

**Representative Klein:** Have they reduced the number of people and the work going on there on the federal side?

**Terry Steinwand:** No it's more the maintenance issue. What we're concerned with right now, what they're talking about is potentially closing down Garrison Dam National Fish Hatchery and we're adamantly opposed to that. We have a unique partnership with the fish and wildlife service in that hatchery.

**Representative Klein:** So basically you're share is a percentage wise a small share of that operation. Would you say 20%?

**Terry Steinwand:** You're close. I can't remember off the top of my head what the total operating budget is but you're close.

**Representative Klein:** Do you have staff working there with them or are you just funding part of their problem?

**Terry Steinwand:** We don't have staff there. It's a unique relationship in that we go out and collect the fish eggs, we take them to the hatchery, sometimes they come out and take them to the hatchery, they hatch them out, grow them out and we distribute them. That's really the cooperative relationship.

**Representative Kempenich:** On the extraordinary repairs; you're increasing it quite a bit. What is that going towards?

**Kim Molesworth:** What we do is we get projects throughout the state and we call for grants about in February of the year. Local governments and counties will submit grants of work that they want done. That \$875,000.00 is extraordinary repairs; sometimes on department managed lands and projects including shoreline improvements, sediment removal, riprap; but, at this particular time we can't tell you which specific sites those will be on.

**Representative Kempenich:** How come that was so low in the past? How did you handle that in the past?

**Kim Molesworth:** I'll have to get back to you on that one.

**Representative Klein:** Where in your budget do you still provide fencing for hay for deer depredation? Where's that in your budget?

**Kim Molesworth:** That will be on the last page and we'll get to that.

Testimony continued.

**Representative Kempenich:** On that Graham's Island is part of that in DOT's budget money also?

**Tad Torgerson, North Dakota Office of Management and Budget:** The cost share is in parks and recs.

**Chairman Thoreson:** So there is some in DOT though?

**Tad Torgerson:** I believe the federal share would be in DOT's budget.

Testimony continued.

**Chairman Thoreson:** Do you already have that in any of the vehicles or is this something new you're adding?

**Kim Molesworth:** That's something new.

**Chairman Thoreson:** You said they work out of their vehicles and those are state owned vehicles is that correct?

**Kim Molesworth:** Correct. Then their offices are in their vehicles or their homes.

**Representative Kempenich:** Do you have the rate that state fleet charges you?

**Kim Molesworth:** We're classified as group 9 and our current rate is forty some cents. I can get that number for you.

**Chairman Thoreson:** If you can get that for us we'd appreciate it.

Testimony continued.

**Representative Kroeber:** Was that a new program that just went in this biennium on the Missouri River?

**Kim Molesworth:** Correct.

**Representative Kroeber:** Are you going to expand a little bit on how that's going? I'd like to know a little more about how that program is going.

**Kim Molesworth:** I'll let the director speak on that and the funding level stayed the same.

**Terry Steinwand:** I think it's gone extraordinary well. We've had anywhere between 30 to 40 officers from Burleigh County Sheriff's Department, Bismarck Police Department, Mandan Police Department, Morton County Sherriff's Department. The reason we do that is we have a fairly small number of enforcement staff and in the past we've had to pull them out of other districts to work the Missouri River. This has allowed us to put concentration efforts on the Missouri River; and I don't have the number of tickets. I don't care to look at that because that's not really an indication of how well it's working. We believe it's worked very well.

**Representative Klein:** So the \$200,000.00 is remaining the same for going into the next biennium?

**Terry Steinwand:** Correct.

**Representative Kempenich:** Did that money come out of that 222 fund; which fund did it come out of the budget?

**Terry Steinwand:** It's a grant from the state water commission.

Kim Molesworth continued with her testimony.

**Representative Klein:** What was the 11% increase, what caused it? What areas were increased?

**Kim Molesworth:** The majority of that was for salaries and a little bit in grants, a tiny bit in operating. I can give you a detailed breakdown if you want that.

**Representative Kempenich:** Where do you operate the airplanes out of; the administrative part of it?

**Kim Molesworth:** Correct that will be under the administrative division.

**Representative Kempenich:** Did you buy a new airplane this last biennium?

**Kim Molesworth:** This current biennium, correct.

Testimony continued.

**Representative Kroeber:** I know it takes you some time to buy these different tracks. Do you have anything in the process that you're looking at? Is that going to be an adequate amount in that area or is that something that should be looked as far as increasing that amount?

**Kim Molesworth:** Right now our budget is comfortable for this biennium. We possibly will be having a little left over; it's hard to get it down to zero.

**Chairman Thoreson:** We've had some discussions with that and I think we need to take a look at that.

**Representative Kroeber:** The reason I said that is that you always have to come before the budget in order to take and make the purchases. If it's already in your budget in that line item that helps.

**Kim Molesworth:** That is by law that we have to come to the budget section. Last session they put in some more stipulations about getting certain appraisals with a certain number of acres.

Testimony continued.

**Chairman Thoreson:** Was that a request you made of the senate?

**Kim Molesworth:** That was all the senate based on wildlife services deficiency for the current biennium.

Testimony continued.

**Chairman Thoreson:** On the PLOTS million acre; do you have the exact number of how many acres you have there?

**Kim Molesworth:** Explained the plots acres.

**Chairman Thoreson:** So we are just over the million acres, but, we are there.

Testimony continued

**Representative Kroeber:** Basically on Graham's Island we've talked a little bit about the amount of dollars in the DOT budget; which is a very large amount of dollars. I think some

people are wondering why this is necessary. Without that road you can't get to Graham's Island State Park; there will be no Graham's Island State Park use without this road.

**Mark Zimmerman, Director, North Dakota Parks and Recreation:** Yes Graham's Island, that access road is truly the only road to the island. Graham's Island one of 13 state parks, it produces 1/6 of our operational revenue; so the loss of Graham's Island State Park would be a major factor to the North Dakota Parks and Recreation budget. We have 3 full time personnel living on the island; there are also 6 or 7 families living on the island that farm and have homes on the island. We have about \$9 million in infrastructure in the park. All of those facilities are above that elevation. It would flow out the east end before we'd lose lift stations, water, sewer, electric lines. All the facilities in the park are good; it's the access road that's an issue right now.

**Representative Kroeber:** You are talking about some expansion within the park itself are you not?

**Mark Zimmerman:** Yes, in our budget we are talking about a 36 unit campground expansion because of the demand on the park. We would go ahead with that either way if we wouldn't get the road. The demand for that park is such that we're looking at an additional \$700,000.00 for a 36 unit campground expansion.

**Representative Kempenich:** What's the elevation on the road right now?

**Mark Zimmerman:** I believe the road is at 1,455 and DOT tells us that there's a 1 foot play between the shoulder and the top of the pavement. North Dakota DOT has given us costs to raise it to 1,457; we're looking at about a \$14 million overall expenditure and then we have to have 20%.

**Representative Klein:** Are you familiar with how many times we raised that road in the last 5 or 10 years?

**Mark Zimmerman:** I'm familiar with at least 2 previous raises to the road. In senate appropriations that question was asked as to general fund expenditures for those road raises. I can tell you all previous road raises with some assistance from game and fish; there were no general fund monies. That was all federal dollars and matching funds from game and fish.

**Representative Todd Porter, District 34, Mandan:** Referenced testimony 2017.3.15.11B.

**Representative Klein:** One of the things that came to my attention was the amount of garbage that was left out on the river. Does this group have the authority to do some of the enforcement in that area?

**Representative Porter:** They do. On the number of meetings that was held at Game and Fish there's a local group that's put together and they use volunteers, boy scouts and some state health department dollars and some game and fish dollars to put garbage cans out and to do that kind of stuff. We had a bill earlier in the session, I'm not sure where it's at in

the senate that was with the cooperation of Game and Fish to raise the fines for littering to \$200.00.

**Representative Kempenich:** Is there a policy bill that you wanted to broaden it out? Or do we have to do something with this?

**Representative Porter:** I think that you're committee needs to address this with Game and Fish to make sure that flexibility is in the language; otherwise it reverts back to the original language from last session. Of that \$200,000.00 Game and Fish can't spend any of that except to grants to local law enforcement.

**Representative Kempenich:** The way the budget's put together right now they have \$50,000.00 for travel, \$50,000.00 for operating fees and services and then \$100,000.00 for grants, benefits and claims.

**Representative Porter:** I think as you work on that you just need to make sure that they have adequate flexibility.

Representative Porter continued to reference attached testimony 2017.3.15.11B.

**Chairman Thoreson:** That budget for Agriculture we don't have that but we can certainly sit down and discuss with the section doing that.

**Representative Porter:** I have not. I think Representative Klein has worked on that and done that in the past where we amend this budget to say that that is no longer there and we fund it inside of this budget with a general fund dollar amount so that it's on the table to discuss.

**Chairman Thoreson:** We'll go ahead and take a look at that.

Testimony continued.

**Chairman Thoreson:** Do you know or does the director know are there quite a bit of people making inquiries about wanting to sell their land to you?

**Terry Steinwand:** Yes.

Representative Porter continued with testimony.

**Representative Klein:** Some of those areas I recall came to the budget section were out in the Williston area where certain small areas were they owned a good part of it and the owner was willing to sell.

**Representative Porter:** I think that some in that area were done. I think the need is there and has probably expanded a little bit on the tracks people want to put into that program.

Testimony continued.

**Chairman Thoreson:** We'd request that those be provided to us.

Testimony continued.

**Chairman Thoreson:** Do you know who administers that in South Dakota?

**Representative Porter:** I think it's Game and Fish.

**Representative Klein:** We've visited with South Dakota people. Some years ago they got permission to do it themselves. It's very successful. They do it with a lot less cost; but they have direct contact with the guy out in the field. With some things changing in Washington there might be a possibility to take that program over. Eighty percent of the calls I get are complaints in that area; whether it's beaver, coyote, etc. Somebody's unhappy and I can't find out who's doing what.

**Representative Kempenich:** This might be time to start getting serious about this.

**Representative Porter:** The complaints and the response back to the public on those complaints are much easier at least from our standpoint as legislators when we're dealing with individuals working for agencies in the state of North Dakota. We changed a bill that came out of the house in the first half. We changed it so you could shoot beavers at night and they were considered to be a rodent and none game species that a land owner could shoot at anytime of the year, anytime of the day, with any kind of a weapon.

Testimony continued.

**Chairman Thoreson:** What's the bill number on that

**Representative Porter:** SB2207.

**Representative Kempenich:** I see we're not getting any money out of this program any more out of wildlife services. I see there's \$298,000.00 of general fund and the \$768,000.00 coming out of Game and Fish.

**Representative Porter:** I think there is I just don't think it's showing up.

**Representative Brandenburg:** Talking about the deer depredation and the problems we have out there with this issue. Where are we going to go with this?

**Terry Steinwand:** I absolutely agree. We did discuss with Representative Porter what we need to do. We're not calling it deer depredation program; it's winter deer management program.

**Representative Brandenburg:** I did visit with Representative Porter a little bit about it and you had visited with senator Wanzek. We've got some sort of agreement going that you guys are working on deer depredation. But you really don't have specifics yet at this time.

**Representative Kempenich:** On your programs I've seen as the snow has gotten deeper, we were feeding close to 100 deer. Has there been any process or thought when CRP

gets hay of having some incentive to have hay bails scattered so that they don't get so concentrated?

**Terry Steinwand:** That is one of the issues we will be discussing.

**Representative Kempenich:** I know a couple of years south of us the deer were hanging in the yard and we fenced it off. The deeper the snow gets the more concentrated they get.

**Terry Steinwand:** We haven't adapted as quickly as we should have from the standpoint that the landscape has changed.

**Representative Klein:** Can you gather some additional information for these wildlife services and how much we're getting out of the federal dollars?

**Terry Steinwand:** I think that we can do that. I would ask when the subcommittee meets we have Phil Mastrangelo, the state director for wildlife services also be there. He would certainly those figures for you.

**Representative Brandenburg:** Can you explain to me and Representative Porter mentioned to me about people trying to sell you land. How does that program work?

**Terry Steinwand:** We probably get 10 or 12 contacts from people trying to sell us their land.

**Chairman Thoreson:** How much of it is that people are trying to dump land that isn't worth much?

**Terry Steinwand:** There is some of that; but, I'd say the vast majority is not that. We're working with 1,600 acres in the Devil's Lake basin that would hold around 400 acre feet of water from flowing into Devil's Lake. We don't currently have the funding to do that.

**Representative Brandenburg:** If you could just provide that list we can talk about it there.

**Representative Klein:** I would also like to get a list of what areas in the past in the last 2 or 3 bienniums where you've purchased land in certain areas; how much and a cost to give us some idea of where we're at.

**Terry Steinwand:** We can do that. I would say that a large amount of the land we acquire is with partners to make those dollars stretch as far as possible.

**Mike McEnroe, North Dakota Chapter of the Wildlife Society:** See attached testimony 2017.3.15.11C.

**Julie Ellingson, North Dakota Stockmen's Association:** I don't have any prepared testimony this morning, but, I would like to point out 2 or 3 issues. The first issue is the issue of deer depredation. We really want to work together on addressing this issue; as this is the 3<sup>rd</sup> year in a row of some pretty extreme pressures. The other item I would like to mention also that was alluded to was wildlife services particularly in relationship to coyotes.

As you know baby lambs and calves are being born as we speak in North Dakota; and this is particularly important this time of year. If we would forgo working with the federal agency, we would be forgoing the \$1.2 million that's been contributed and the state would have to pick up that portion of that funding in order to maintain that service. The third item I would like to discuss is noxious weed control. Keeping noxious weeds in check on state property is important to adjacent land owners as those weeds find their way to our side of the fence as well.

**Representative Klein:** Where do most of your complaints from predator control come from?

**Julie Ellingson:** They come from every corner. I think the concern is probably scattered and those issues are across the state.

**Mike Donahue, North Dakota Wildlife Association:** We supported SB2207 in the house hearing and we agree there's a great deal of difficulty out there. The point we made that it's time to quit taking license dollars to try and fix these problems and it's time to move it over. We were not aware of the comments that Representative Porter made this morning but we're going to agree with every one of them. (Recording glitch).

**Representative Brandenburg:** I was there when you testified in favor of SB2207 and I think that it's time we find a solution to the problem.

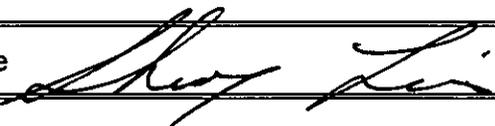
**Chairman Thoreson:** Closed the hearing.

# 2011 HOUSE STANDING COMMITTEE MINUTES

House Appropriations Government Operations Division  
Medora Room, State Capitol

SB2017  
March 21, 2011  
Recorder Job# 15701

Conference Committee

Committee Clerk Signature 

## Explanation or reason for introduction of bill/resolution:

A Bill for an Act to provide an appropriation for defraying the expenses of the game and fish department; and to declare an emergency.

## Minutes:

**Representative Brandenburg:** Opened the discussion on SB2017.

**Representative Klein:** I would look for some further explanation. At this time, as I understand it, the federal wildlife has put their people on administrative leave; they kept the administrative staff, but, the field people who shoot the coyotes and trap the beaver are no longer working. Has there been any change in that?

**Terry Steinwand, Director, North Dakota Game and Fish:** You're mostly correct. I believe that it's the end of March through the end of June that they'll be on furlough.

**Representative Klein:** The end of March until when?

**Terry Steinwand:** The end of June.

**Phil Mastrangelo, State Director, USDA APHIS Wildlife Services:** If we have to furlough our employees, it would be enacted April 10 and would go through the end of May.

**Representative Klein:** They would come on again the first of May?

**Phil Mastrangelo:** That's correct?

**Representative Klein:** So this is just evening out of the budget?

**Phil Mastrangelo:** In our budget forecast we're projecting a shortfall on the cooperative funds that we receive for those field staff. It's going to impact us for that time frame.

**Representative Klein:** The total amount of federal dollars that go into this overall program is something a little better than \$1 million. Do you have that exact figure? I'm just trying to get an overall view of where we're at with some of this.

**Phil Mastrangelo:** We're under a continuing resolution so our funding status is unclear at this time. Our FY10 figures are \$1.192 million.

**Representative Klein:** \$1.19 million?

**Phil Mastrangelo:** Yes.

**Representative Klein:** Between the Game and Fish and the Ag Department what does the state put in there; do you have those figures?

**Phil Mastrangelo:** In the current biennium, Game and Fish contributions are \$768,000.00. General fund money is \$298,600.00.

**Representative Kroeber:** I think if you look on attachment 4 that's we received from Game and Fish; I think that was all listed.

**Representative Klein:** I guess I was just trying to get an overall picture of what we'd have to do if we were going to make up the shortfall.

**Representative Brandenburg:** Do anticipate that we're going to have a short fall for these programs, as you look into the future?

**Phil Mastrangelo:** It's really difficult to answer that question. If we used federal fiscal 2010 figures that we receive on the federal side, we're projecting in this cooperative funded program, that there will be shortfalls in the current biennium and also in the upcoming biennium.

**Representative Brandenburg:** What would be the total shortfall that you're projecting? \$348,000.00 is the number we see showing up and maybe you could break it down a little bit better.

**Phil Mastrangelo:** \$348,000.00 is the projected shortfall in the upcoming biennium. That's the projected shortfall in this agreement that Wildlife Services with the Ag Department and Game and Fish. This is the program that funds the field specialists that Representative Klein was referring to; we have 9 field specialists and a pilot.

**Representative Brandenburg:** These programs are the ones with the beavers and the coyotes. So if we have a shortfall here, these are the people that go out and open up the beavers, etc. What happens if we don't take care of this shortfall; what's going to happen with that program?

**Phil Mastrangelo:** The shortfall would mean we would have to reduce our staff from 9 personnel down to 6 and we would have to make some serious adjustments and delivery of service.

**Representative Kroeber:** How did you determine that this would be the best time to furlough your people? You've known about the shortfall for a long time, you know on the

flooding in the spring, calving; why did you happen to come up with this time period to look at the mandatory furlough?

**Phil Mastrangelo:** When we make these budget projections, we've always been able to make up for it with federal dollars. This is the way it's occurred. We've tried to maintain our level of service deliveries as long as we could.

**Representative Kroeber:** I think if you look at the chart in 2001 \$100,000.00 from Game and Fish and then it went to \$400,000.00 to \$550,000.00 to \$680,000.00 and then to \$768,000.00. Certainly you've had some other help with the budget also besides just being able to use federal funding. The Game and Fish has certainly done it's share plus on trying to keep the program going.

**Phil Mastrangelo:** You're correct. The legislature has been extremely supportive of this program. But, it's a cooperatively funded program and as our expenses have increased; while we've had increases on the state side of the ledger, our federal increases have not matched those and this is how we've ended up in this situation.

**Representative Brandenburg:** Just so we understand, Game and Fish for 2009-2011 is \$768,000.00; general funds are \$298,000.00 for a total for state funds of \$1,067,000.00. Total federal funds is a \$2.3 million; so, you're projecting that this \$2.3 million is where the problem may be?

**Phil Mastrangelo:** When we talk about the \$2.3 million in federal funds; that's the combined federal funds for 2 fiscal years. On that table you're looking at we combined 2 fiscal years to try and match them up. Our annual federal appropriation is \$1.1 million. We have federal funds that are limited to certain activities; our blackbird damage management work is all paid with federal funds.

**Representative Klein:** If you break it out what percentage is to go to blackbirds?

**Phil Mastrangelo:** In federal fiscal year 2010 we committed \$346,000.00 of federal funds were used to manage blackbird damage.

**Representative Brandenburg:** I also notice that there's \$159,000.00 out of the urban sunflower council funds; but that was for research wasn't it?

**Phil Mastrangelo:** I think that was the previous session and that money didn't go to our program but to our research unit.

**Representative Brandenburg:** We're just trying to look into the future. Do you see problems and the \$348,000.00 is the shortfall that you anticipate to run these programs?

**Phil Mastrangelo:** That's correct for the upcoming biennium.

**Representative Brandenburg:** That will take care of all those programs?

**Phil Mastrangelo:** The cooperative funds, the federal funds, the general funds and the Game and Fish funds; those funds are 9 field specialists, their primary activities are beaver and coyotes. The blackbird money is separate.

**Representative Brandenburg:** I do understand the beaver concept because if you wash out a few culverts it more than pays for that program.

**Representative Kroeber:** Exactly then where are we at as far as what's in budgets right now as far as the water commission, Ag department, etc. Let's start with the deficit this biennium of the \$200,000.00

**Phil Mastrangelo:** The senate has proposed with the current shortfall to have \$200,000.00 and the source of those funds are Game and Fish, some unspent funds from property taxes. For the upcoming biennium there's a proposal to have money come from the water commission and that is probably a reflection of some of the support from the water resource districts; they do a considerable amount of beaver work. They passed a resolution asking for some financial support from the water commission for this program.

**Representative Kroeber:** How much was that?

**Phil Mastrangelo:** I think it was \$250,000.00.

**Representative Kroeber:** The \$250,000.00 from the water commission is to cover the project \$348,000.00 shortfall. Is that correct?

**Phil Mastrangelo:** That's correct.

**Representative Kroeber:** Is there anything else in any budget for the rest of that shortfall?

**Phil Mastrangelo:** There was going to be a proposal by the senate for another \$100,000.00 from Game and Fish department to bring a total of \$350,000.00

**Representative Kroeber:** Even with that \$350,000.00 is there any guarantee that if more reduced federal funding that couldn't be in the same situation at the end of the next biennium?

**Phil Mastrangelo:** It's a distinct possibility. This is the challenge we face in this cooperative program. We're already half way through our federal fiscal year without an idea of what our funding will be.

**Representative Kempenich:** The indications are coming out of Washington that they'd like to get back to 2008. Have you ever gone back to 2009 or 2008?

**Phil Mastrangelo:** I'd have to go back and look at what our FY2008 figures were on that. On the table that you have, I combined FY2008-2009 figures. If we went back to FY2008, there's a good chance that we might have a little more federal money than in FY2010. But I can't guarantee that.

**Representative Brandenburg:** Terry do you have comments to the shortfalls of the program?

**Terry Steinwand:** I think Phil explained it adequately. The senate put in \$200,000.00 with an emergency clause for this biennium to make up the shortfall and then \$100,000.00 for next biennium plus \$250,000.00 from the state water commission. This is a pretty important program; it's just how much is enough coming from the sportsmen and women of North Dakota.

**Representative Brandenburg:** That's exactly what we try to figure out where the balance is; but we definitely understand the programs.

**Representative Klein:** With this program now if we put this extra money in, do you feel confident that we're going to do a decent job with keeping up with the coyote and beaver problem? Is it going to solve the problem?

**Terry Steinwand:** It will short term. It's always difficult to anticipate what the federal funds are going to be. We depend on a lot of federal excise tax funds, we get preliminary apportionments and sometimes it's higher; most of the times it's lower and we adjust accordingly. I think we need to start looking at alternative sources of funding; other than what we currently have.

**Representative Klein:** Do you feel comfortable that the job is going to be accomplished and the comments we get from the public will be held to a minimum. It's an ongoing problem and it seems that you can't pin down a response because it goes through your agency, the federal agency and by the time you get back, there's another problem that has popped up. Do you have any proposals for a long range fix on this total problem?

**Terry Steinwand:** I have confidence that the problems will be taken care of on the issues of beavers, coyotes, deer depredation. We did look around at surrounding states, South Dakota, Wyoming, and Montana as examples and how did they fund their programs. It's a little variable and Montana was interesting that they pulled in \$3.2 million annually with head tax on cattle, sheep, honeybees and they fund what their equivalent of our board of animal health, plus their wildlife services are. They deal with wildlife services a little bit differently out there.

**Representative Brandenburg:** On these beavers, and until the trees are all gone they're not leaving. What is the hunting season on beaver?

**Terry Steinwand:** It's year round. There's a bill on the senate side that even liberalize it a little bit more for night time hunting. I don't know how we can become more liberal on beaver.

**Representative Brandenburg:** If you try to shoot a beaver unless they're in a tree you're not going to find them

**Representative Kempenich:** There were 3 ranchers that shot over 400 coyotes. They had to through half of them out because of mange. If there was a market for fur bearing; but mother nature will take care of them if they get too thick.

**Terry Steinwand:** If you get \$20.00 a coyote you're lucky. A lot of that is due to the European market, people that don't want to see anything killed and mange is starting to make a comeback in areas.

**Representative Brandenburg:** Was there anything you wanted to add about the fisheries?

**Terry Steinwand:** We're going to be scrambling on Devil's Lake. I did mention the \$300,000.00 for Graham's Island state park. It really is a one time expenditure for us and Graham's Island road is an important access point on Devil's Lake. I think we're only going to have 2 boating access points available.

**Representative Klein:** So you don't have a problem putting that money into the road to Graham's Island?

**Terry Steinwand:** I'd prefer it come someplace else, but, we're willing to do our part on it.

**Representative Kempenich:** How's this all going to fold out; because, we have 3 different places this money is coming from. Is it all going into DOT at the end of the day? This is just match money?

**Terry Steinwand:** I believe it's an 80/10 match; \$400,000.00 to come from Game and Fish, \$2 million from general fund to parks and rec, and then \$12 million into the DOT budget. Ultimately, it all goes into DOT.

**Representative Kempenich:** There was some talk the other day about throwing all these numbers into DOT. I think the biggest thing is it makes it all hard to follow.

**Representative Brandenburg:** We have an interest of the land purchases and if you could go through on the proposed land acquisition opportunities.

**Speaker Drovdal:** Going back to the fisheries I see that you have listed extraordinary repairs for \$860,000.00. Could you explain what that amount would be?

**Terry Steinwand:** See attached testimony 2017.3.21.11A.

**Representative Brandenburg:** Let's go back to the land and if you could explain that and how the program works and the appropriation you're talking about so we can all understand that.

**Terry Steinwand:** See attached testimony 2017.3.21.11A.

**Representative Klein:** Explain a little bit further of how I'm reading that

**Terry Steinwand:** That means currently no use allowed. If we were to acquire that

**Representative Klein:** Those 360 acres no use allowed on the Red River; what do you mean?

**Terry Steinwand:** That means currently no use allowed. If we would be able to acquire that there would be use allowed. There's no way we would acquire anything without guaranteed free public access on it.

**Representative Klein:** You can't cross it is what you're saying so you're sort of locked out of getting across it?

**Terry Steinwand:** We're not locked out. That 360 acre tract is adjacent to the Duncklee WMA so it would just add to it.

**Representative Klein:** What is it used for now; is it agriculture?

**Terry Steinwand:** No they can't. Since it's an EWP or emergency wetland protection act and was bought by NRCS after the 1997 flood, they can't farm, hay it or put any structures on it. It was one of those that was perennially flooded and they paid for it over and over again; and I think they paid 90% of the value of that land and then put those restrictions on it.

**Representative Brandenburg:** Is this land that was repossessed by FHA or the owner decided to go into the program because he just couldn't farm it anymore? Apparently half of it's under water and half of it might be farmed?

**Terry Steinwand:** It's still privately owned and they still pay taxes on it. But, they have been paid 90% of the assessed value of that land through this program; because, it had been perennially flooded. Chances are they just couldn't make a living on it anymore because it was flooded so frequently.

**Representative Kempenich:** That Smith Grove, how far off of 1806 is that?

**Terry Steinwand:** It's right on 1806.

**Representative Kempenich:** But, it's south of the Cross Ranch?

**Terry Steinwand:** I think it's about 5 miles south.

**Representative Brandenburg:** Take us back to the senate there's money out there now for the purchase of land. Where are we right now with that money that's being looked at to buy this land?

**Terry Steinwand:** We requested \$800,000.00 for the current biennium and requested \$800,000.00 for the upcoming biennium also. We have \$100,000.00 in that acquisition budget right now.

**Representative Brandenburg:** What did the senate sign across?

**Terry Steinwand:** \$800,000.000.

**Representative Brandenburg:** So for the biennium it would \$1.6 million?

**Terry Steinwand:** No, \$800,000.00 per biennium.

**Representative Brandenburg:** You have \$800,000.00 per biennium?

**Terry Steinwand:** We have the \$800,000.00 at the beginning of the current biennium, we spent it down to \$100,000.00; we're requesting another \$800,000.00 for the upcoming biennium.

**Representative Klein:** On your priority that you'd like to move in acquiring, could you provide us plot maps showing some of that?

**Terry Steinwand:** We can do that.

**Representative Brandenburg:** There are people on both sides of this; for the sportsmen they like the land because they love the sports. The agriculture people don't like them because it brings in the wildlife. What happens to the taxes on the land that's bought?

**Terry Steinwand:** By law we pay in what's lieu of taxes we pay the whole county taxes. I believe we are the only state agency that does that.

**Representative Brandenburg:** I know on federal land that's bought they pay a fee and that fee hasn't caught up over the years. This land does pay the full taxes.

**Terry Steinwand:** That's correct.

**Representative Klein:** Correct me as I walk through the procedure. You have to get permission from the county commissioner, it goes to the Governor and then it's brought in front of the budget section. Do I have that correct?

**Terry Steinwand:** By law, we do not have to get permission from the county; but, we always go to the county commissioner's to let them know what we're doing. If we find out we're going to have problems, we look at it from a different angle or we don't do it. You're correct in that we have to get the Governor's permission and the budget section permission before we go forward.

**Speaker Drovdal:** I'm familiar with several acquisitions and I know the counties had hearings and I think that in just about every case they had objections to them. How many times when you go in there, do you get the county's permission or the county is ok to buy the land that they have hearings on? Is it fairly high or is it fairly low?

**Terry Steinwand:** The one you're speaking of we weren't the primary acquisition person on that; that went to the natural areas advisory committee, of which we sit on. Since we

were not the primary acquisition entity on that; it went through the natural areas advisory committee and in essence it went through the county at that point in time. Any nongovernmental organization has to go through the county and get their permission; with the exception of something like this. When we buy it straight out, the pure sportsmen's dollars, we are the sole inquisitor. That's when we go to the counties, even before we start the process, to make sure we don't run into major road blocks.

**Speaker Drovdal:** If the county says no you don't follow it up or is every circumstance different?

**Terry Steinwand:** Every situation is different. We don't necessarily give it up; but, we go back to the land owner and tell them the situation. If you remember last session we can't go above appraised value.

**Speaker Drovahl:** That's good to hear but I think in the sale of the land to the federal government; the ranch next to Theodore Roosevelt ranch, that appraised value was very questionable on how they came up with a number like that. You mentioned that you do pay a lieu of dollars to tax, is that adjusted according to the fluxuation in the property tax of that county? Is that fixed once that's purchased?

**Terry Steinwand:** I believe it's floating like everybody elses.

**Representative Brandenburg:** Game and Fish does pay normal property tax like everyone else and that's good.

**Representative Klein:** There was some question on the flexibility of the \$100,000.00 law enforcement on the Missouri River. What does this flexibility give you?

**Terry Steinwand:** There certainly is more flexibility. This is purely law enforcement. It gives us flexibility to buy equipment and some supplies; but it did prior also. It allows us to get some temporary people out there for littering and drug enforcement.

**Representative Klein:** I remember when you received some of that first money from the federal government there was equipment bought by various sheriff's departments and it turned out to be a fiasco.

**Terry Steinwand:** Are you talking about the Homeland Security money?

**Representative Klein:** Yes.

**Terry Steinwand:** I can guarantee I'm pretty frugal.

**Representative Kempenich:** You have \$50,000.00 travel and \$50,000.00 operating fees on the Missouri River enforcement. Is that what the Game and Fish is going to spend?

**Kim Molesworth, Chief Administrative Services Division, North Dakota Game and Fish:** The way that was budgeted was that it all came in as grants. That whole \$200,000.00 in this current biennium; all we had was money to be able to give grants to the

local law enforcement. We had no money in our salaries line to be able to pay our staff that were working above their normal duties to help in that. When we say flexibility we mean it was hard for us to budget how much to come out of salaries, operating and how much to come out of grants; and so, but putting it as a special line, it's altogether and we don't have to segregate between the three. It will continue to be used the same way; money to the local law enforcements to help, but, also to reimburse us for our salaries and some operating costs to help reimburse us for that also.

**Representative Kempenich:** What is the benefit in claims? What do you mean by claims?

**Kim Molesworth:** That's not our wording; that is a OMB type wording.

**Jim Morrisette, North Dakota Office of Management and Budget:** It's standard terminology that carries through in the budget system and PeopleSoft; but it's all grants.

**Representative Brandenburg:** How did that program work?

**Terry Steinwand:** It worked very well. It met our expectations. The first year we had 50 volunteers from law enforcement that were paid. That dropped to 30 to 35 because we can burn these people out really quick. In addition, we put 2 to 4 of our own people, depending on how much traffic is on the river; and we had no way to recoup any of those costs. We don't look at the number of tickets written, we just look at how safe the river is.

**Representative Brandenburg:** What are you working on with deer depredation?

**Terry Steinwand:** We're working with the house natural resource committee right now. We have a subcommittee hearing tomorrow morning. What we'd like to do is go with the individualized winter deer management plans. Our field staff sits down with the producers.

**Representative Klein:** You're people know the areas where most of this is going on. Are you looking at going to a particular farmer in that area and saying if you all 3 or 4 bails out here by this area; we'll reimburse you x number of dollars and this will keep the deer over to this side and hopefully solve some of our problems. Is this kind of what you're looking at?

**Terry Steinwand:** That's only a small part of what we're looking at. We have about 12,000 acres of food plots statewide. That sounds impressive but 11,000 is on wildlife management areas and only 1,000 on private lands. What we need to do is target some of these areas where we have traditionally and consistently some of these deer problems and go to these farmers and land owners and ask them if they would be willing to put x number of acres; not 5 acres, it's going to have to be substantial, and putting out food plots. If we need to we'll buy some of that damaged hay and move it off sight. What we don't want to do is get into a deer feeding program.

**Representative Klein:** Are you looking at a number in somewhere in the neighborhood of \$500,000.00?

**Terry Steinwand:** We're hoping to have that number by this afternoon; \$1 million would be a good start. That currently comes out of PLI line item anyway. We've spent \$2 million this biennium already in deer depredation issues.

**Representative Brandenburg:** I know you're working with the committee and trying to come up with a solution and it's difficult on both ends. We have farmers feeding cattle and you have hunters that want to maintain the deer population also. It's my hope that we can find something here to take care of this problem.

**Representative Klein:** Have you the capability to provide them some guidance as to how to put the fence up and where's the best place, etc? Are there some guidelines or do you just give them the material and say put it up?

**Terry Steinwand:** Every instance is a little bit different. We try to guide them but we don't tell them where to put it up or the configuration to put up. We give them plan, which is a basic plan; but, there are a whole bunch of different ways that it can be put up. That's part of that individualized winter deer management plan we're talking about. We hopefully will have 125 before July 1 of this year.

**Representative Klein:** Do you later get a chance to see how it was put up and that it didn't get traded off to the neighbor?

**Terry Steinwand:** We do periodic spot checks to check on them. What we are going to be doing differently and it's in SB2227, we were going to do it anyway by policy, is provide cost share to the landowners to put that deer proof hay yard up. We're working with NRCS in their environmental quality incentives program to help pay for 75% of that; plus we're working with an organization called Boots on the Ground from union sportsmen alliance hoping that they can help also.

**Representative Klein:** What was that bill number?

**Terry Steinwand:** SB2227.

**Representative Brandenburg:** I'm trying to deal with this in my head and it sounds like people are coming forward with ideas. Our concern is what kind of money we're going to be dealing with through this and the natural resource committee is working on the policy issues. I think we've got some pretty good communication back and forth between both committees. Wasn't there some money to be looked at before the fence was taken out; wasn't there some money to be looked at to get that fence up?

**Terry Steinwand:** That's what I was talking about on cost share. With or without SB2227; which would mandate a cost share, we were going to do it anyway.

Terry Steinwand referenced 2017.3.22.11A.

**Representative Klein:** When you get the policy resolved on this deer depredation, we need to see where you are on funds so we can move this out of here. You hope to have that by the end of this week?

**Terry Steinwand:** I would hope it's the end of this week. There's no fiscal note attached to it so I don't think there's any mandate that they get it out.

**Representative Klein:** So then you'll come back and appraise us of what your requirements are?

**Representative Brandenburg:** Then also dealing with the land detail area.

**Terry Steinwand:** What we're talking about here on this \$850,000.00 would be for this current biennium and we'd need an emergency clause on that. That really wouldn't have much to do with SB2227.

**Representative Brandenburg:** We're going to need to come back and talk again. I think there are some issues need to be finalized in natural resources before we finalize this budget.

**Representative Kroeber:** On the \$850,000.00 is that in your budget now?

**Terry Steinwand:** No it's not. We're asking for additional spending authority.

**Representative Kroeber:** Would that just go into grants or what?

**Terry Steinwand:** That would be private lands and deer depredation line item.

**Representative Kempenich:** I see you're increasing into this biennium \$370,000.00 for the deer depredation fund?

**Terry Steinwand:** I believe that was what the federal money for voluntary public access; the open fields stuff.

**Representative Brandenburg:** The \$300,000.00 you couldn't use it but you're going to use it somewhere else? If you could explain that a little bit better?

**Terry Steinwand:** We've already used it but that means that our spending authority through the legislature will meet the end of it. If we go beyond, we'll exceed our spending authority.

**Representative Brandenburg:** Where are you at with your spending? How much do you have left?

**Terry Steinwand:** I believe we're right on track and we have some left over.

**Kim Molesworth:** The budget this biennium with the exception of PLI line and the deficiency of \$850,000.00 is going well. Our operating fund is doing well, our grant line is doing well, salaries are pretty close; but, we're doing fine.

**Representative Brandenburg:** Isn't it like \$22 million that's your ending fund?

**Kim Molesworth:** The fund balance at the end of June 30, 2011 is projected to be \$26 million. With the expenditures for the 2011-2013 biennium that's when we projected it to be down to \$22 million. We'd be dipping into our fund balance about \$5 million dollars based on the revenue projections for 2011-2013 vs. the expenditures for 2011-2013.

**Representative Brandenburg:** Some of that would be with the land programs and the deer depredation, etc?

**Kim Molesworth:** Correct. Any additional funding that is added would lower that below the \$22 million.

**Representative Brandenburg:** Could you take that \$26 million and just itemize those and break down those expenses that take it down to the \$22 million; so that the committee has that?

**Kim Molesworth:**

**Speaker Drovdal:** On the land acquisition. I see the Game and Fish gives an additional grant. What does the state Game and Fish get for their grant money when they go in partnership or help other federal organizations or nonprofit organizations in purchasing land?

**Terry Steinwand:** We get management authority. First and foremost we get guaranteed free public access for hunting.

**Speaker Drovdal:** Basically it's bought for hunting rights then?

**Terry Steinwand:** Yes.

**Representative Klein:** You'll provide those plot maps of the land you're looking at to buy?

**Terry Steinwand:** Would you prefer aerial photos with an outline?

**Representative Klein:** That would be fine.

**Representative Brandenburg:** Closed the discussion on SB2217.

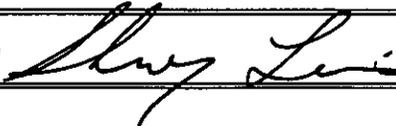
# 2011 HOUSE STANDING COMMITTEE MINUTES

House Appropriations Government Operations Division  
Medora Room, State Capitol

SB2017  
March 31, 2011  
Recorder Job# 16215

Conference Committee

Committee Clerk Signature



## Explanation or reason for introduction of bill/resolution:

A Bill for an Act to provide an appropriation for defraying the expenses of the game and fish department; and to declare an emergency.

## Minutes:

**Chairman Thoreson:** Opened the discussion on SB2017. It was noted that all were present except for Representative Kempenich.

**Brady Larson, North Dakota Legislative Council:** Explained attached amendment 2017.3.31.11A.

**Terry Steinwand, Director, North Dakota Game and Fish:** See attached testimony 2017.3.31.11B.

**Representative Brandenburg:** If you could explain how you purchase it and the approval of the budget section. The process of this, the taxes, etc.

**Representative Klein:** You coordinate with the county commissioners in that specific county before you proceed to the next step to the governor on the land buy; is that correct?

**Terry Steinwand:** Yes. We are not required to do so by law; but, to keep the peace in these counties, 90% of the time we go to the county commissioners and then go through the process that Representative Brandenburg was talking about so they understand they're not going to lose any county taxes.

**Representative Klein:** I just wanted to make sure we got it into the record that that's what you do.

**Terry Steinwand:** We get a number of calls every year wanting us to buy land and 50% of those we look at and say no. It might be good land but it's too small a parcel, doesn't have the good wildlife management potential, it may create problems with the county commissioners because they don't like it, etc. What you're seeing here is stuff we've pared down. We send our district biologists to see if it's adequate for our purposes within the guidelines and does it adjoin another wildlife area whether federal or state. Then we go to

the appraisal portion. By state law we can't pay above appraised value. If it falls within that appraised limit, we go to the county commissioners and say here's what we plan on doing, what we're going to use it. We do control weeds through the local weed board. We do by law pay full taxes on those lands. After that, we go to the governor and ask for his written approval on any acquisition. If we get that written approval, we then go to the budget section for approval. If approved at that point, we then go into the acquisition mode and acquire the land.

**Representative Brandenburg:** I think that explains how the process works. I was going to mention that these are people that have land that they want to sell to game and fish. I think that's also part of too.

**Terry Steinwand:** We sometimes get into a situation where we're paying full appraised value; but, the neighbor wants to buy it for a lesser value for farm land. We get caught in that once in a while.

**Representative Klein:** I'm looking at the grants, gifts and donations line. When you get paid for damages; is that figure of \$400,000.00 reasonable and have you been getting some of that? It wasn't in the original bill and I'm just wondering if you discussed that with the senate and is that some numbers that are reasonable?

**Kim Molesworth, Chief Administrative Services Division, North Dakota Game and Fish:** We did discuss that with the senate and maybe \$400,000.00 is a little low. Our Killdeer Wildlife Management Area is seeing a lot of oil activity and we are getting some healthy revenues off of there. That money has to be used within the DWMA's that it was generated from; thus the line item. We'll work with whatever appropriation we get; it may increase next biennium.

**Representative Klein:** Is some of this directly involved with Enbridge and Berthold; where you're going through a wildlife area?

**Kim Molesworth:** Right now that isn't part of that. The money that we've received so far and are waiting to spend has been coming through our Killdeer Wildlife Management Area. There were some oil roads that had to be done, some mineral leases that we leased, gas pipelines that have been put in and we've received surface damages for those, payment on an easement and now we'll be getting royalties on the lease of our minerals.

**Representative Klein:** To date you haven't been involved in that Enbridge/Berthold operation; that was federal?

**Kim Molesworth:** We manage some corps of engineer land. There's corps of engineer land and our DWMA are on that land. We manage the land.

**Representative Dahl:** I had a quick question on this list that was handed out to us on potential land acquisitions. Is this list just a collection of these potential acquisitions or are they in any kind of priority order?

**Terry Steinwand:** They aren't in any priority order. If I were to prioritize, #13 in Ramsay county would be it. This individual is extremely anxious to sell plus there's a number of restorable wetlands on there; we believe it's around 500 acre ft of water that flows into Edmore Coulee and into Devil's Lake.

**Representative Dahl:** There's a total of \$1.5 million in the amendment for those land acquisitions. Do you expect to expend that full amount?

**Terry Steinwand:** I couldn't guarantee we would spend \$1.5 million. The estimated value if we bought all this land is about \$2.5 million.

**Representative Dahl:** Do you know what you spent last biennium on this particular project?

**Terry Steinwand:** We had \$800,000.00 appropriated and we spent about \$700,000.00. We are working on one last one in the NE part of the state.

**Chairman Thoreson:** How much is that one <

**Terry Steinwand:** About \$75,000.00

**Chairman Thoreson:** For how many acres?

**Terry Steinwand:** I don't remember off the top of my head.

**Representative Dahl:** Just one other question, I know we had some money for Graham's Island. In the Ag Dept I think there was \$4 million but I think it may have been going towards some other projects also. I'm just wondering why we have additional money in this budget for this road project?

**Terry Steinwand:** The governor's budget had \$400,000.00 of game and fish funds appropriated as part of the cost share for Graham's Island State Park road. The senate appropriations took \$300,000.00 of that out. This would just replace that \$300,000.00 taken out for the road.

**Representative Dahl:** Was the amount appropriated in the Ag Dept budget insufficient to cover the cost? Is there an additional \$400,000.00 need that we need to put it in this budget?

**Terry Steinwand:** I'm not sure how this relates to the Ag budget.

**Representative Brandenburg:** I think there's a number of sources where this money is coming from to match the federal money for Graham's Island; some of it's coming from game and fish, from other sources.

**Brady Larson:** I don't believe there's any funding in the agriculture department budget. It would be in the parks and recreation department budget. I'm not sure what the total funding in that budget is.

**Representative Kroeber:** The total amount is over \$12 million and it's 75% federal and we're matching the other. This is the match dollars that are needed that are coming from game and fish and parks and rec. The Graham's Island road is the only road into the Graham's Island State Park and it's the most used in the park system. It can't be used at all if we can't get on that road.

**Joe Morrissette:** Just that the total nonfederal share that's in the parks budget is about \$2.8 million; \$2.4 million is general funds and \$400,000.00 was proposed to come from game and fish.

**Representative Brandenburg:** There is SB2227 which we discussed yesterday. Is everything connecting between SB2227 and SB2017.

**Brady Larson:** SB2227 does require the game and fish department to use a certain dollar amount for wildlife depredation issues. The game and fish department would need to respond as to whether they need additional appropriation authority in SB2017 to implement the provisions in SB2227.

**Terry Steinwand:** We do not need additional appropriations to do that. This comes out of the private land and deer depredation line item; which is a \$12 million line item. We have consistently in the past and by law have taken out of there for deer depredation. This marks \$1 million for feeding and other winter deer management practices.

**Representative Brandenburg:** Made a motion to move the amendment.

**Representative Klein:** Seconded the motion.

A voice vote was made and carried for the amendment.

**Representative Brandenburg:** Made a motion for a "Do Pass as Amended".

**Representative Klein:** Seconded the motion.

A roll call vote was taken for a "Do Pass as Amended". 6 Yea's 0 Nay's 1 Absent.

**Representative Porter:** I just wanted to add one thing on the tieback to SB2227. When I was down and presented this to you, it didn't have the tie in of the money. As you're discussing this budget and that bill, if you would explain that bill and how it works.

**Representative Klein:** One of the items I saw was the money that was referred to on a fiscal note.

**Representative Porter:** It was the \$50,000.00 to help construct the deer proof feed yards. It all comes out of that PLI line item; it's not new money. It's \$50,000.00 that's authorized to help construct those deer proof hay yards; just like the \$1 million for the new management programs.

**Chairman Thoreson:** Closed the discussion.

# 2011 HOUSE STANDING COMMITTEE MINUTES

House Appropriations Committee  
Roughrider Room, State Capitol

SB 2017  
4/5/11  
16335

Conference Committee

Committee Clerk Signature

*Julia Feigle*

## Explanation or reason for introduction of bill/resolution:

A BILL for an Act to provide an appropriation for defraying the expenses of the game and fish department; to provide legislative intent; and to declare an emergency

## Minutes:

**Chairman Delzer:** Called the committee to order. Roll was called and a quorum was declared. We have six bills to work on today, and we'll start with game and fish (SB 2017).

**Representative Brandenburg:** SB 2017 is a \$65M budget with 157 FTEs. In referring to the green sheet, you'll see item number 1 (attachment **ONE**). There are areas in western parts of the state where there is some money and grants that have been paid because of damage. Read through items 2 – 8 on the green sheet, attachment **ONE**. Once again the Senate reduced the grants Grahams Island from \$300,000 to \$100,000 and also put in \$100,000 for Wildlife Services. The amendment increased that to \$868,000 and added appropriation of \$200,000 to Game and Fish to the Ag Commissioner for Wildlife Services. Moving over the amendments that the House put forward which is .02003. You can see there we talked about the Missouri River enforcement and then also we capped the purchase of equipment costs of \$300,000 of capital. We have a Wildlife Services study to be done in the interim. We replaced the \$100,000 for Grahams Island back up to \$400,000. \$850,000 for land habitat and deer line relating to the hunting access and deer depredation from this last interim. We also added funding from the Game and Fish Dept. for land purchases, increasing it to \$1.5M. We increased the land habitat and deer depredation item due to anticipated additional federal funding for hunting access programs and we'll talk about this in SB 2227 which ties this together and gives authority for that. Funding provided for the Agriculture dept from Game and Fish fund for Wildlife depredation purposes is reduced from \$868,000 to \$400,000. This amendment talks about the Missouri River law enforcement activities and caps it at \$3,000 and provides for a study. I move amendment .02003.

**Representative Thoreson:** Second.

**Chairman Delzer:** We have a motion and a second. Have you got any definition of where they want to purchase and what kind of restrictions they have (regarding the increase in the land purchase)? Do they have to come through the emergency commission and budget section for approval on land purchases?

**Representative Brandenburg:** Yes. I will go through the guidelines they have to abide by. Game and Fish acquires land only from willing sellers. By internal policy, the land must either be adjacent or existing to wildlife management state or federal. They also have to work with the district biologist to conduct a visit to determine if it fits their guidelines. They talk to the county commissioners in dealing with this. They have to go by appraised value and Game and Fish cannot pay more than the appraised value of the land, plus get the governor's written approval to purchase the property. Once the governor approves the purchase, the Game and Fish dept much take the proposal to the budget section for final approval of acquisition. If approved and purchased, the dept takes ownership and pays full taxes of that property.

**Chairman Delzer:** How many places were they taking land that was in private production that would be switched from production to Game and Fish?

**Representative Brandenburg:** There is some land that is suited for wildlife. It has to meet the biologists' criteria. They have to pay appraised value. If there's opposition and they don't want to upset the apple cart, it's actually land that's called no-use land (too wet, can't be farmed).

**Chairman Delzer:** When I looked through there, there are a number of places in Walsh County where it looked like it was actual production farmland and granted, it would be suitable for wildlife because anything is.

**Representative Brandenburg:** We asked that question and not all this land is land that they're going to be interested in because it has to go through the governor to sign it and also the budget section has to approve it so there's land that's good farmland is not necessarily something they want to do.

**Chairman Delzer:** There isn't any stipulation this has to be a bid process? They just have to pay appraised value – willing buyer, willing seller?

**Representative Brandenburg:** They have to pay the appraised value of the land. There are people out there who don't like the Game and Fish coming and buying because they'll pay appraised value and people around there want to buy it for less. But there you go with the willing seller, willing buyer.

**Chairman Delzer:** Questions on the motion to amend?

**Representative Monson:** What is the need for the study? I'm fine with it being in there, because I'm not sure what we did in the Ag Dept budget is the best solution for the Wildlife Depredation. Rep. Porter said that there shouldn't be a need for a study if we can get that right in the Ag Dept budget. It's just a study - that doesn't necessarily mean it will get chosen.

**Representative Brandenburg:** We discussed it in division and we could remove it, if that's what the committee wants.

**Chairman Delzer:** I think it's good to keep it in there, because everyone was very satisfied with the Ag budget yesterday - - laughter.

**Representative Skarphol:** Would you remind me about what we use to call the no net gain policy and purchasing land? We had a policy of no net gain where they couldn't buy land unless they sold land.

**Chairman Delzer:** I don't recall any specifics. Legislative Council, could you look into that? I don't remember the policy going away, so it's probably still there.

**Representative Brandenburg:** I think it applied to the United States of America Fish and Wildlife because they don't pay taxes.

**Chairman Delzer:** No, I don't believe so. I believe it was on state land.

Vote voice carries motion to adopt amendment .02003.

**Representative Brandenburg:** I move Do Pass as Amended on SB 2017.

**Representative Thoreson:** Second.

**Chairman Delzer:** We have a motion to Do Pass as Amended on SB 2017. Discussion? The boating access and development grants – with the lake being up, did you get a list of where most of these are going? Is it work on Sakakawea from the rise? We use to put a lot of money in because the lake was way down or is it mostly Devils Lake?

**Representative Brandenburg:** It's an ongoing process with docks that needs to be finished with the change in water levels occurring.

**Chairman Delzer:** Is the fishing area improvement cleaning stations?

**Representative Brandenburg:** There wasn't anything major with it.

**Chairman Delzer:** I do appreciate the fish cleaning stations that they have out there.

Roll call vote taken on **Do Pass as Amended on SB 2017**, resulting in 19 yes, 1 no, 0 absent, thus **motion carried**. **Representative Brandenburg** was assigned to be the carrier of the bill. Hearing was closed.

2017.331.11A

11.8144.02003  
Title.  
Fiscal No. 3

Prepared by the Legislative Council staff for  
Representative Brandenburg  
March 31, 2011

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2017

Page 1, line 2, after "intent" insert "; to provide for a legislative management study"

Page 1, replace lines 13 through 15 with:

"Capital assets	3,965,000	918,170	4,883,170
Grants	6,544,000	1,174,500	7,718,500
Land habitat and deer	11,080,162	1,824,524	12,904,686"

Page 1, replace lines 21 and 22 with:

"Wildlife services	<u>768,800</u>	<u>(368,800)</u>	<u>400,000</u>
Total special funds	\$59,463,938	\$6,455,004	\$65,918,942"

Page 2, after line 14, insert:

**"SECTION 4. MISSOURI RIVER ENFORCEMENT.** The Missouri River enforcement line item in section 1 of this Act includes the sum of \$200,000 for salaries and operating expenses of department employees coordinating or performing Missouri River law enforcement activities and for grants to local law enforcement agencies performing Missouri River law enforcement activities. The department may not use any of the funds for the purchase of equipment with a cost of \$3,000 or more.

**SECTION 5. LEGISLATIVE MANAGEMENT STUDY - WILDLIFE SERVICES.** During the 2011-12 interim, the legislative management shall consider studying the cooperative agreement between the agriculture commissioner and the United States department of agriculture wildlife services program. The study, if conducted, must include a review of current program funding sources and a review of wildlife damage control programs in other states. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-third legislative assembly."

Page 2, line 15, replace "\$100,000" with "\$400,000"

Page 2, line 17, after "road" insert ", funding of \$850,000 included in the land habitat and deer line item in section 1 of this Act relating to hunting access and deer depredation,"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2017 - Game and Fish Department - House Action**

	Executive Budget	Senate Version	House Changes	House Version
Salaries and wages	\$24,019,028	\$24,019,028		\$24,019,028
Operating expenses	12,524,493	12,524,493		12,524,493
Capital assets	4,183,170	4,183,170	700,000	4,883,170
Grants	7,718,500	7,418,500	300,000	7,718,500
Land habitat and deer	12,054,686	12,054,686	850,000	12,904,686
Noxious weed control	600,000	600,000		600,000

Missouri River enforcement	200,000	200,000		200,000
Grants, gifts, and donations	800,000	800,000		800,000
Nongame wildlife conservation	120,000	120,000		120,000
Lonetree Reservoir	1,749,065	1,749,065		1,749,065
Wildlife Services	768,800	868,800	(468,800)	400,000
Total all funds	\$64,737,742	\$64,537,742	\$1,381,200	\$65,918,942
Less estimated income	64,737,742	64,537,742	1,381,200	65,918,942
General fund	\$0	\$0	\$0	\$0
FTE	157.00	157.00	0.00	157.00

**Department No. 720 - Game and Fish Department - Detail of House Changes**

	Adds Funding for Land Purchases <sup>1</sup>	Restores Funding for Grahams Island State Park Road Project <sup>2</sup>	Increases Spending Authority for Hunting Access and Deer Depredation <sup>3</sup>	Adjusts Funding for Wildlife Services <sup>4</sup>	Total House Changes
Salaries and wages					
Operating expenses					
Capital assets	700,000				700,000
Grants		300,000			300,000
Land habitat and deer			850,000		850,000
Noxious weed control					
Missouri River enforcement					
Grants, gifts, and donations					
Nongame wildlife conservation					
Lonetree Reservoir					
Wildlife Services				(468,800)	(468,800)
Total all funds	\$700,000	\$300,000	\$850,000	(\$468,800)	\$1,381,200
Less estimated income	700,000	300,000	850,000	(468,800)	1,381,200
General fund	\$0	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00	0.00

<sup>1</sup> Funding for Game and Fish Department land purchases is increased by \$700,000 to provide total funding of \$1.5 million.

<sup>2</sup> Funding of \$300,000 removed by the Senate for the Grahams Island State Park road project is restored to provide total grant funding of \$400,000 for the project.

<sup>3</sup> The land habitat and deer depredation line item is increased due to anticipated additional federal funding for hunting access programs and greater than anticipated requests for deer depredation assistance. The funding is declared to be an emergency measure.

<sup>4</sup> Funding provided to the Agriculture Department from the game and fish fund for wildlife depredation purposes is reduced from \$868,800 to \$400,000.

This amendment also:

- Provides that funding for Missouri River law enforcement activities may be used for salaries and operating expenses for department employees coordinating or performing Missouri River law enforcement activities and for grants to local law enforcement agencies performing Missouri River law enforcement activities. The funding may not be used to purchase equipment with a cost of \$3,000 or more.
- Provides for a Legislative Management study of the United States Department of Agriculture Wildlife Services program.



*VR*  
*4/5/11*  
*1082*

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2017

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2 of 2

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**Department No. 720 - Game and Fish Department - Detail of House Changes**

	Adds Funding for Land Purchases <sup>1</sup>	Restores Funding for Grahams Island State Park Road Project <sup>2</sup>	Increases Spending Authority for Hunting Access and Deer Depredation <sup>3</sup>	Adjusts Funding for Wildlife Services <sup>4</sup>	Total House Changes
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Operating expenses					
Capital assets	700,000				700,000
Grants		300,000			300,000
Land habitat and deer			850,000		850,000
Noxious weed control					
Missouri River enforcement					
Grants, gifts, and donations					
Nongame wildlife conservation					
Lonetree Reservoir					
Wildlife Services				(468,800)	(468,800)
Total all funds	\$700,000	\$300,000	\$850,000	(\$468,800)	\$1,381,200
Less estimated income	700,000	300,000	850,000	(468,800)	1,381,200
General fund	\$0	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00	0.00

<sup>1</sup> Funding for Game and Fish Department land purchases is increased by \$700,000 to provide total funding of \$1.5 million.

<sup>2</sup> Funding of \$300,000 removed by the Senate for the Grahams Island State Park road project is restored to provide total grant funding of \$400,000 for the project.

<sup>3</sup> The land habitat and deer depredation line item is increased due to anticipated additional federal funding for hunting access programs and greater than anticipated requests for deer depredation assistance. The funding is declared to be an emergency measure.

<sup>4</sup> Funding provided to the Agriculture Department from the game and fish fund for wildlife depredation purposes is reduced from \$868,800 to \$400,000.

This amendment also:

- Provides that funding for Missouri River law enforcement activities may be used for salaries and operating expenses for department employees coordinating or performing Missouri River law enforcement activities and for grants to local law enforcement agencies performing Missouri River law enforcement activities. The funding may not be used to purchase equipment with a cost of \$3,000 or more.
- Provides for a Legislative Management study of the United States Department of Agriculture Wildlife Services program.

Date: 4/5  
 Roll Call Vote #: 1

2011 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
 BILL/RESOLUTION NO. 2017

House Appropriations Committee

Legislative Council Amendment Number .02003

Action Taken:  Do Pass  Do Not Pass  Amended  Adopt Amendment  
 Rerefer to Appropriations  Reconsider

Motion Made By Rep. Brandenburg Seconded By Rep. Thoreson

Representatives	Yes	No	Representatives	Yes	No
Chairman Delzer			Representative Nelson		
Vice Chairman Kempenich			Representative Wieland		
Representative Pollert					
Representative Skarphol					
Representative Thoreson			Representative Glassheim		
Representative Bellew			Representative Kaldor		
Representative Brandenburg			Representative Kroeber		
Representative Dahl			Representative Metcalf		
Representative Dosch			Representative Williams		
Representative Hawken					
Representative Klein					
Representative Kreidt					
Representative Martinson					
Representative Monson					

Total (Yes) \_\_\_\_\_ No \_\_\_\_\_

Absent \_\_\_\_\_

Floor Assignment \_\_\_\_\_

If the vote is on an amendment, briefly indicate intent:

*voice vote carries*

Date: 9/5  
Roll Call Vote #: 2

2011 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 2017

House Appropriations Committee

Legislative Council Amendment Number .02003

Action Taken:  Do Pass  Do Not Pass  Amended  Adopt Amendment  
 Rerefer to Appropriations  Reconsider

Motion Made By Rep. Brandenburg Seconded By Rep. Thoreson

Representatives	Yes	No	Representatives	Yes	No
Chairman Delzer		X	Representative Nelson	X	
Vice Chairman Kempenich	X		Representative Wieland	X	
Representative Pollert	X				
Representative Skarphol	X				
Representative Thoreson	X		Representative Glassheim	X	
Representative Bellew	X		Representative Kaldor	X	
Representative Brandenburg	X		Representative Kroeber		
Representative Dahl	X		Representative Metcalf	X	
Representative Dosch	X		Representative Williams	X	
Representative Hawken	X				
Representative Klein	X				
Representative Kreidt	X				
Representative Martinson	X				
Representative Monson	X				

Total (Yes) 19 No 1

Absent 1

Floor Assignment Rep. Brandenburg

If the vote is on an amendment, briefly indicate intent:

**REPORT OF STANDING COMMITTEE**

SB 2017, as engrossed: Appropriations Committee (Rep. Delzer, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (19 YEAS, 1 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2017 was placed on the Sixth order on the calendar.

Page 1, line 2, after "intent" insert "; to provide for a legislative management study"

Page 1, replace lines 13 through 15 with:

"Capital assets	3,965,000	918,170	4,883,170
Grants	6,544,000	1,174,500	7,718,500
Land habitat and deer	11,080,162	1,824,524	12,904,686"

Page 1, replace lines 21 and 22 with:

"Wildlife services	<u>768,800</u>	<u>(368,800)</u>	<u>400,000</u>
Total special funds	\$59,463,938	\$6,455,004	\$65,918,942"

Page 2, after line 14, insert:

**"SECTION 4. MISSOURI RIVER ENFORCEMENT.** The Missouri River enforcement line item in section 1 of this Act includes the sum of \$200,000 for salaries and operating expenses of department employees coordinating or performing Missouri River law enforcement activities and for grants to local law enforcement agencies performing Missouri River law enforcement activities. The department may not use any of the funds for the purchase of equipment with a cost of \$3,000 or more.

**SECTION 5. LEGISLATIVE MANAGEMENT STUDY - WILDLIFE SERVICES.** During the 2011-12 interim, the legislative management shall consider studying the cooperative agreement between the agriculture commissioner and the United States department of agriculture wildlife services program. The study, if conducted, must include a review of current program funding sources and a review of wildlife damage control programs in other states. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-third legislative assembly."

Page 2, line 15, replace "\$100,000" with "\$400,000"

Page 2, line 17, after "road" insert ", funding of \$850,000 included in the land habitat and deer line item in section 1 of this Act relating to hunting access and deer depredation,"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2017 - Game and Fish Department - House Action**

	Executive Budget	Senate Version	House Changes	House Version
Salaries and wages	\$24,019,028	\$24,019,028		\$24,019,028
Operating expenses	12,524,493	12,524,493		12,524,493
Capital assets	4,183,170	4,183,170	700,000	4,883,170
Grants	7,718,500	7,418,500	300,000	7,718,500
Land habitat and deer	12,054,686	12,054,686	850,000	12,904,686
Noxious weed control	600,000	600,000		600,000
Missouri River enforcement	200,000	200,000		200,000
Grants, gifts, and donations	800,000	800,000		800,000

Nongame wildlife conservation	120,000	120,000		120,000
Lonetree Reservoir	1,749,065	1,749,065		1,749,065
Wildlife Services	768,800	868,800	(468,800)	400,000
<b>Total all funds</b>	<b>\$64,737,742</b>	<b>\$64,537,742</b>	<b>\$1,381,200</b>	<b>\$65,918,942</b>
Less estimated income	64,737,742	64,537,742	1,381,200	65,918,942
General fund	\$0	\$0	\$0	\$0
FTE	157.00	157.00	0.00	157.00

**Department No. 720 - Game and Fish Department - Detail of House Changes**

	Adds Funding for Land Purchases <sup>1</sup>	Restores Funding for Grahams Island State Park Road Project <sup>2</sup>	Increases Spending Authority for Hunting Access and Deer Depredation <sup>3</sup>	Adjusts Funding for Wildlife Services <sup>4</sup>	Total House Changes
Salaries and wages					
Operating expenses					
Capital assets	700,000				700,000
Grants		300,000			300,000
Land habitat and deer			850,000		850,000
Noxious weed control					
Missouri River enforcement					
Grants, gifts, and donations					
Nongame wildlife conservation					
Lonetree Reservoir					
Wildlife Services				(468,800)	(468,800)
<b>Total all funds</b>	<b>\$700,000</b>	<b>\$300,000</b>	<b>\$850,000</b>	<b>(\$468,800)</b>	<b>\$1,381,200</b>
Less estimated income	700,000	300,000	850,000	(468,800)	1,381,200
General fund	\$0	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00	0.00

<sup>1</sup> Funding for Game and Fish Department land purchases is increased by \$700,000 to provide total funding of \$1.5 million.

<sup>2</sup> Funding of \$300,000 removed by the Senate for the Grahams Island State Park road project is restored to provide total grant funding of \$400,000 for the project.

<sup>3</sup> The land habitat and deer depredation line item is increased due to anticipated additional federal funding for hunting access programs and greater than anticipated requests for deer depredation assistance. The funding is declared to be an emergency measure.

<sup>4</sup> Funding provided to the Agriculture Department from the game and fish fund for wildlife depredation purposes is reduced from \$868,800 to \$400,000.

This amendment also:

- Provides that funding for Missouri River law enforcement activities may be used for salaries and operating expenses for department employees coordinating or performing Missouri River law enforcement activities and for grants to local law enforcement agencies performing Missouri River law enforcement activities. The funding may not be used to purchase equipment with a cost of \$3,000 or more.
- Provides for a Legislative Management study of the United States Department of Agriculture Wildlife Services program.

2011 SENATE APPROPRIATIONS

CONFERENCE COMMITTEE

SB 2017

# 2011 SENATE STANDING COMMITTEE MINUTES

## Senate Appropriations Committee Harvest Room, State Capitol

SB 2017 conference committee  
April 15, 2011  
Job # 16676

Conference Committee

Committee Clerk Signature

*Rose Tanning*

### Explanation or reason for introduction of bill/resolution:

This is a conference committee hearing on SB 2017 – the Game & Fish Department.

### Minutes:

See attached testimony #1.

### Conferees:

**Senators Christmann, Wanzek, O'Connell**  
**Representatives Brandenburg, Thoreson, Kroeber**

**Brady Larson** - Legislative Council; **Joe Morrissette** - OMB

**Chairman Christmann** called the conference committee to order on SB 2017. All committee members are present as well as Game & Fish members. He asked the House to go through their changes and explain them.

**Rep. Brandenburg:** The House changes - on page 2 of amendments .02003 – see attached.

- The first change we did was allowing an increase of \$700,000 for land purchases for a total of \$1.5M.
- We also restored \$300,000 back in for the Graham's Island Park road project. From \$100,000 to \$400,000, we added \$300,000.
- The land habitation and deer depredation line item is increased due to additional federal funding for hunting access programs and greater than anticipated requests of \$850,000 which was added. There were additional costs from the deer depredation from this year and that line or amount was added in.
- The funding provided to the Ag dept. from the Game & Fish fund for wildlife depredation purposes is reduced from \$868,800 to \$400,000. That has changed – and I'll have Rep. Kroeber explain that.

**Rep. Kroeber:** As I read #4, I want to make sure that is correct. It says funding provided to the Ag dept. from the game and fish fund for wildlife depredation purposes. Is this the dollars we're talking about for wildlife services, is that correct?

**Senator Christmann:** I would presume this was the \$200,000 with the emergency clause and then \$200,000 for the board of animal health.

**Brady Larson:** The funding for wildlife services that you see in footnote #4 is reducing funding specifically for that program from \$868,800 down to \$400,000. This amount does not include any funding for the 2009-11 special appropriation for wildlife services. That appropriation is for the 2009-11 biennium and our schedules here only show 2011-13 biennium funding. The amounts that you see here do not affect the appropriation to the agric. Commissioner for the board of animal health or I should say the transfer from the game and fish department to the Ag dept. for the board of animal health.

**Rep. Kroeber:** Where it says "for game and fish for wildlife depredation", those are the dollars for wildlife services, no? I realize the \$200,000 is separate for the board of animal health. That is separate. And the \$200,000 for the emergency for this year is separate.

**Brady Larson:** It says wildlife depredation and that is because in the agriculture department's budget bill when it was on the House side, funding for the entire wildlife services program was removed in the ag department budget and it was replaced with a new wildlife depredation program. That new depredation program had \$400,000 from the game & fish fund and that's why it says wildlife depredation instead of wildlife services.

**Rep. Kroeber:** We're still talking about the same \$868,000 that was in the wildlife services line when it left the Senate which is a \$100,000 increase over what it was in the Governor's budget. Is that correct? **Brady Larson:** Yes that is correct.

Then on the wildlife services, on the Governor's budget, it was \$768,800 and then the Senate added \$100,000 to it. We took out the dollars and we were at \$400,000 as it comes to us today. The \$200,000 for the emergency funding for this year, that's a completely separate item and that was not touched in our budget. It was basically left as it came to us from the Senate.

**Senator Christmann:** The other two changes, the Missouri River and the study.

**Rep. Brandenburg:** The Missouri River law enforcement – they have \$200,000 that they can work with but we capped any purchase of any equipment for costs more than \$3000 and we also added a study for legislative management with the wildlife services program.

**Senator Christmann:** Was that done at a different time? Didn't the bill as you passed it out end association with the wildlife services program and desire to set up our own state programs? If the goal was to discontinue dealing with them and have our own program, what do we want to study them for?

**Rep. Brandenburg:** The wildlife services program is really a moving target. We did add these amendments at a different time. We dealt with it because wildlife services is over in the Ag department. We had discussion with it before because part of it was in here. There was a combination of wildlife services from the federal program and they came and talked to us. They were getting ready to furlough the people who do the contract work, but yet they kept the people on the program. That's part of the frustration from the House side is that we're trying to

figure out how we can take care of the coyotes and beavers out there and keep those people that are out there - we want to keep the money with the people who do that work.

**Senator Christmann:** The House and Senate conferees on the AG Dept. have worked with the Ag commissioner and he feels confident in his dealings with someone at the Washington level of USDA. It's a whole new contract, not just a continuation of the same one. The contract we've had where sometime one is paying the salary, and somebody else is paying the benefits, and somewhere the costs are associated in. Then auditors look at it and make suggestions and they'd alter things a little bit to suit the desires of the auditors and the Ag commissioner has worked out an agreement whereby there will basically be a contract for services. He's been quite a critic of wildlife services and now is pretty confident there will be a new contract and a much better relationship.

**Senator Wanzek:** I'm just trying to follow the Missouri River enforcement line item. I recall when we were in the Senate, we discussed it and I thought we had it in, but is this adding it in?

**Senator Christmann:** I had a similar question. We've done that some in the past and I'm curious what this amendment really changes.

**Rep. Kroeber:** The \$200,000 for the Missouri River contract is exactly the same as it was last biennium. It is exactly the same in the Governor's and the Senate didn't really touch it nor did we touch it. It's exactly the same. The only exception is that we added this amendment for the equipment purchase and the idea that we discussed in committee on that area was that we really didn't want them to go out and buy a whole bunch of equipment. With these dollars, we want it to basically be for the enforcement and for the people that they are contracting with. That's what is happening with these dollars. It's really a contract with some of the local law enforcement to go out and take care of these problems. But the \$200,000 is exactly the same as it was last time.

**Senator Christmann:** Is there concern on the House side that we're entering the department into taking care of the law enforcement issues for Burleigh and Morton Counties? As things grow up in the NW and my area along Sakakawea and the north side and McLean County, do we end up being the party patrol everywhere there's water? We did not go into this deeply.

**Rep. Kroeber:** Last biennium I was on the water commission budget and this is kind of where all of this started. Our problem was jurisdiction - the water commission basically has the jurisdiction. Game and Fish really does not. We began contracting with local officials to do this and it appeared to be the best for all entities involved. They had some problems on jurisdiction with the Water Commission. To my knowledge, what had occurred last summer was successful in having better enforcement. It's a combination of the local enforcement groups that are already there. This portion is not being done by game and fish. Game and Fish takes care of the fishing, licensing and that type of enforcement, but there was a jurisdiction problems with the partying.

**Senator Christmann:** If it's a jurisdictional issue, and we're contracting and providing the jurisdiction, it wouldn't really cost us \$200,000 though - if they're paying for the services. As far as checking fishing licenses --- we do that all over and don't have a separate line item for it. It doesn't sound like your amendment changes much though.

**Rep. Brandenburg:** We felt that so they don't go and spend money on things unneeded or unnecessary, we capped purchase of equipment at \$3000. Discussion was held about the safety of the river and it sounds like this program is working very well.

**Senator Christmann:** Any other questions about the Missouri River.

**Senator Wanzek:** The reason it's referenced is because you wanted to make note of the capital purchase limitation.

**Rep. Brandenburg:** Correct. It's an ongoing program and we want to make sure the money was used for enforcement and not used for buying a whole bunch of radios or buying new boat motors. \$3000 should take care of the general upkeep.

**Senator Christmann:** Do you have strong feelings on the study of wildlife services based on what I said about the ag commissioner has gone to the Washington level and has a commitment to enter into a whole new type of contract.

**Rep. Brandenburg:** Those things are a moving target and I don't know if we should study it or not, but it's certainly something that nobody really know what to do with it right now, but I think they are finding a home for it. If the home works, fine. I have no love for the study but I'll let the other members speak to that.

**Senator Christmann:** It seems like if we're entering into a new era, we would want to give it a couple years and then study it and see how it worked.

**Rep. Kroeber:** The whole idea behind the study is that this is a problem between sportsmen and sportsmen dollars going into the wildlife services program which has basically gone up two to three hundred thousand dollars for the last few bienniums. This time we'll actually be at \$1.1M that will be going into this area in order to keep the wildlife services program going. Yet when we heard from the wildlife services, game and fish can request and ask them to go out and take care of some problems when they are brought into game and fish, but they pretty much set their own priorities on what they're going to take and handle.

An interim study would not have to be that much in-depth but I would think that would be of importance for the agricultural community and certainly for the wildlife community to have an idea of what this new program might be coming out of Washington and how much they're going to have to keep coordinating it with game and fish. There are some real problems in the Ag budget. They talked about the operating funds for the blackbird damage management program is going to be reduced this time. There's a strict deal where wildlife funds cannot be used for the blackbird damage type program with game and fish. I would think the study would be important, not a study of its own, but to go along with either the agricultural interim committee or someone to take and keep track of this program because it's certainly evolving and changing.

**Senator Christmann:** (referring to amendment 11.8144.02003 – see attached # 1) On #3, the \$850,000 increase for hunting access and deer depredation.

**Rep Brandenburg:** That \$850,000 was in this past year. There was a lot of deer depredation and costs that came from that so a request has come in for an additional \$850,000 dealing with deer depredation from the past biennium.

**Senator Christmann:** Who would the money go to? In my area, I'm the one with the damage, not Game and Fish.

**Rep. Brandenburg:** This is what additional costs the Game & Fish has absorbed in their budget. It's not tied to the new program, this is from the past.

**Rep. Kroeber:** On the deer depredation, the one they're looking into for next biennium, it's a program whereby they will have some help putting up the fences. They're also looking at food plots being strategically located outside of heavy depredation areas. They are going to work with ranchers and farmers who are interested and try to strategically locate some of the those to keep the deer out of the areas. I think this program is really going to be stepped up with these dollars.

**Senator Christmann:** Was this the department's number what they felt they needed?  
Answer -Yes.

**Senator Wanzek:** It was my understanding that this is money that is going to try and address the effort to be more proactive in dealing with depredation – to address some of the enhanced programs that are spelled out in another bill.

**Senator Christmann:** Graham's Island Road – does the House feel that's the department's job? We were kind of torn on it in the Senate. Some wanted the \$400,000 and some that felt that should be county project or Parks & Rec project, but not a Game & Fish project, so that's how we ended up with \$100,000.

**Rep. Brandenburg:** We talked about this and the Graham's Island project is ggggeetting help from different areas to meet the match they need for the federal portion. I don't remember numbers exactly, but Fish & Game has some skin in this too in order to meet that match to get the road raised. The House put the \$300,000 back in because it's going to take this kind of money to get something done.

**Rep. Kroeber:** The only access to Graham's Island State Park is on this road. Obviously, if the road has to be closed, it won't open. This grant is a \$14.4M grant and the federal government is paying about \$12M of it and then we're breaking up some between the State Parks and also Game & Fish. Because of the very high water, Game & Fish has very limited ramps now on Devils Lake. This is an excellent ramp and has an excellent parking area for fishing. Game & Fish definitely has a stake in this road and the department has basically approved the dollars to keep that ramp & fishing area open.

**Senator Christmann:** From someone who doesn't go boating or fishing, it seems unbelievable to me that we have the resources to spend millions of dollars to build a road up so people can drive out to the middle of a lake to unload their boat and go boating.

**Rep. Kroeber:** It's the only access to our state park. Once the road is built up, it will be higher than the natural outlet and won't have to be built up again because of high water. The water will go out the end before it would reach the height that they are going to build the new road.

**Senator Christmann:** Unless someone builds up the natural outlet area. If no one downstream will take the water in a lawsuit, it has to be stopped somehow.

**Terry Steinwand, Director, Game & Fish:** If you look at #3 on the amendment, the \$850,000 with the emergency clause - we received a \$600,000 grant that we got in the middle of the biennium. We did not have spending authority for that additional \$600,000, but we did put that in our plots program. Additionally, we would be running short for deer proof hay yards. We want to put them in as quickly as we can.

**Senator Christmann:** Are we talking about just for deer - or is this the plots for pheasants also?

**Terry Steinwand:** We are referring to the public access, like our typical plots out there for the pheasants, grouse and deer and everything else. What you're referring to is in SB 2227 for the habitat plots. You had said there used to be 6 or 8 farmers and ranchers in the area and now it's down to 2 or 1, those are the areas that we would probably have to concentrate on but we'd have to look at food plots around those areas because they'd either starve or they'd be moving another 40-50 miles which they typically do not do trying to find a food source. Or they'd be competing with the beavers eating your trees.

**Senator Wanzek:** With it coming out of the House with the \$850,000 and that's \$12.9M, I know there is some of that line item already that is spent on deprecation, isn't it?

**Terry Steinwand:** Correct.

**Senator Wanzek:** I know you said \$250,850 would go to the hay yards but you're already spending some out of that, right?

**Terry Steinwand:** This is asking for additional spending authority because the last two winters in this biennium have been severe enough where we have had to spend I believe it's close to \$2M dollars in total which includes operating, salaries and deer proof hay yards and everything else we do to prevent deer deprecation.

**Senator Wanzek:** So is the flexibility within that line to use whatever you need? Answer - Yes. And the rest then goes to plots or access? Answer - yes.

**Senator Wanzek:** And most of that does end up in land owner's hands for allowing access and taking steps to make their land available.

**Terry Steinwand:** It's approx. \$4M/year into plots and it's in the land owner's hands.

**Senator Christmann:** We started at the bottom and never got to the top of the list of changes. The land acquisition - we'll see if Terry needs to add anything to that.

**Rep. Brandenburg:** We raised that up to \$1.5M. I think you added \$800,000 and we added \$700,000 to \$1.5M. There was a lot of discussion with Fish & Game and they gave a list of land that they have on their inventory that people come and talk to them that want to sell their land to them. They buy it based on appraised value. There's something about if it's less than 40 acres, it has to ...Terry can explain that. It also has to be approved by the governor and also by the budget section. They pay full taxes on it. The wheels are in place where the protection is there that has to go through an approval process.

**Terry Steinwand:** Rep. Brandenburg did an exceptionally good job of explaining. We have 17 parcels and we actually had two more today. We worked last biennium on that language where it can't be above appraised value and anything over 40 acres. We try and normally do keep it adjacent to what we call round-out areas of existing wildlife management areas or some fish and wildlife service land that's open to hunting. Or unique areas like Smith Grove which is about 30 miles north of Mandan.

**Senator Christmann:** How is that fence project coming along there? Do people know now when they get on the Smith land and when they're getting off of it?

**Terry Steinwand:** If they don't know, they are reminded.

**Senator Christmann:** From my own standpoint, I'm not in a hurry to concur. Among these six items, are there certain things that are your key priorities? Anything in retrospect that you realized wasn't so necessary.

**Rep. Brandenburg:** We had a lot of hard work over in the House in working with Game & Fish, not only in this budget but also working with SB 2227. I think we really tried to find common ground between both all three parties; the land owners, the Fish & Game and their people that work with them and also the legislature – both the House and Senate. We probably need more time to discuss this. At this time, to say there is something that isn't important, I don't know if I dare say that because it takes awhile for understanding all these programs. Maybe we need to digest that a little bit.

**Senator Christmann:** what is the status of SB 2227?

**Rep. Brandenburg:** I was on that conference committee and we have settled it. There is a program in place where it starts out at \$1M appropriation and it's capped at \$2M. This is a new program that Rep. DeKrey and his conferees worked on. If you had a good winter and the \$1M would carry over into the next year for a cap at \$2M. It's Game & Fish money. If you had two good years and had \$2M and another year coming, you could have \$3M to work with in this program if you had a bad winter. It gives you some chance to bank it up. The Game & Fish would come out and try to resolve the problem and work together. The land owner can't just go out there and shoot the deer. They have to work together and call Game & Fish. When they sell hay to them to help feed the deer because no one wants deer starving. The goal is to save these deer because everyone has a stake in it. But the farmer who has the hay would have first opportunity to sell the hay to Game & Fish so you're not going down the road and buying hay from someone else whether it be hay or silage or whatever feed they come up with. We don't know exactly what how it's going to work. It's going to take everybody working together to make this program work, but everybody has come forward to try

and make that effort. There is also \$100,000 for each biennium for food plots because along with deer depredation, you have to find a place to put some food plots to get the deer away from the hay.

**Senator Christmann:** Is that in addition to the \$1M?

**Rep. Brandenburg:** Yes, that's in addition to the \$1M – capped at \$2M for depredation and there's another \$100,000 for each biennium for food plots. There is also language in there to not willfully hunt – to give the judge the discretion to make his decision. You don't know the level of anger of some people. They get angry when the deer are out there and they shoot a bunch of deer. You don't want them to do that, but when that does happen and the person realizes that he did make a mistake, you want to give the judge the flexibility to make that ruling within the legal system to fine him different. But if they do it over and over again, it still could apply, so it gives some discretion to the judge. That's basically what the new program in SB 2227 does.

There's also \$50,000 for building of fences. Before it was that they bring the fences out there. This gave the authority for Game & Fish within their budget to use to help build the fence. Before, they take it out there, people are busy, it doesn't get built and it lays in a pile. Now they can go out there and hire people to help on a shared basis. This allows to pay some people to help put the fence up in the deer proof yards.

**Senator Christmann:** That's not something that has evolved later and would replace this \$850,000 – that should be in conjunction with this?

**Rep. Brandenburg:** They are separate issues. This new program is in place. The other part happened as Terry explained. The \$850 was a different issue.

**Senator Christmann:** Does SB 2227 have strong support on the House side?

**Rep. Brandenburg:** I see no big opposition. If I remember before it went to conference committee, it passed very well on the floor.

**Senator Wanzek:** I talked to **Senators Lyson, Hogue and Triplet.**

**Senator Christmann:** The committee was unanimous?

**Rep. Brandenburg:** The committee was unanimous. The only change we made that will have to come back to the House was a decision on mediation. We also involved mediation service in here to try to resolve if there is a dispute between the land owner and game & fish. If the mediation doesn't work, then the credit review board would step in at the end of mediation and their decision would be final.

**Senator Christmann:** I thought the mediators didn't have much to do in winter and they were going to come out with snowmobiles and chase the deer away.

**Senator Wanzek:** With the wildlife services – considering we're on ag budget as well, we're eventually going to have those moving forward coincide, are we not?

**Senator Christmann:** Is there discomfort on the House side with that? It's already done in ag commissioner's budget.

**Rep. Brandenburg:** There are some people that have some different ideas with this wildlife services. I'm just waiting for the final decision.

**Rep. Kroeber:** We all know that we have to coordinate this with the ag community. We'll be able to get that done. The other thing I would appreciate if the Senate would keep in mind is that in this budget as it stands, you have a \$300,000 increase for wildlife services over what was in the Governor's budget. You have the \$200,000 for this biennium and then you also have the \$100,000 that was added. Wildlife services was at \$768,800 and the Senate added \$100,000 to it so I'd like the Senate to keep that in mind as we come to our final conclusion.

**Senator Christmann:** Although the Senate has far less increases above the Governor's budget than the House.

**Rep. Kroeber:** That part is correct however, the dollars that we are talking about would more than likely be carried forward where the increase that the House has may or may not be spent and if it is, it would basically be one time type of spending.

**Senator Wanzek:** Within the ag budget when it was on the Senate side, we researched that pretty well. My first thought too, was why are we dealing with this. Why don't we do this ourselves, but when you dig into it, as frustrating as it might be, it's going to be a lot more costly if we try to do that ourselves. We would need one-time funding to make a purchase of all the equipment, gear and shell boxes and everything that is utilized. It never made sense to me that we're responsible for their salaries. It would be like hiring someone to harvest your wheat. You do the service, you don't negotiate on paying his hired men and how much you're going to pay for his fuel and things like that. With the ag commissioner pursuing a service contract where you know what services you're going to get and what it's going to cost you might be a positive step.

**Senator Christmann** closed the hearing on SB 2017.

# 2011 SENATE STANDING COMMITTEE MINUTES

Senate Appropriations Committee  
Harvest Room, State Capitol

SB 2017 conference committee  
April 16, 2011  
Job # 16695

Conference Committee

Committee Clerk Signature

*for Rae Larson*

## Explanation or reason for introduction of bill/resolution:

This is a conference committee on SB 2017 – The Game & Fish Department.

## Minutes:

See amendments.

## Conferees:

**Senators Christmann, Wanzek, O'Connell**  
**Representatives Brandenburg, Thoreson, Kroeber**

**Brady Larson** - Legislative Council; **Joe Morrissette** – OMB

**Senator Christmann:** Committee members and department people are present. (Discussing amendments) **Land acquisition, Grahams Island Road, Access and Depredation and Wildlife Services.** On the Senate side, the wildlife is what we got the most feedback about. I think both parties felt that the program needs some change but also needs to be continued. We have the commitment from the Ag Commissioner regarding fixing some of the flaws. We need to keep them funded. The cost increases for that, if you look at what we are going for government as a whole, it's not quickly increasing cost line item in the budget. We feel very strongly about this issue.

**Rep. Kroebe** states, the governor had \$768,800 on wildlife service, you had \$868,800 and House had \$400,000. Is that correct?

**Senator Christmann** states, the first two things are correct and the last sounds right but I don't know.

**Rep. Kroebe** states, that's where it is now. On those lines, the House will agree with you on Wildlife Service's and come back up to the governors recommendation of the \$768,800 as the governor had it and with the idea of course, the Game and Fish is already putting in the \$200,000 in deferred payment in this biennium to help and keep Wildlife Service's afloat for the rest of this biennium. They are already putting in the \$200,000 and then we would like to offer to bring it back up to the governor's recommendation of the \$768,800.

**Senator Christmann** asks, where would the other \$100,000 come from to keep the place operational?

**Rep. Kroebe** states, the whole thing was that it went through the rigor of the governor's recommendation and all this, when it went through the whole process, like all the other budgets did. The House had looked at actually reducing that down to \$400,000 and I think the recommendation on the other \$500,000, was that they would try to find \$500,000, some other way. We certainly don't agree with that. I am not sure they have the total need to bring it all the way up to the \$868,800.

**Senator Christmann** states, as the way I read it and understand the House's version, was that Wildlife Service's goes away and that the Ag Commissioner finds a different alternative so the \$400,000, really doesn't fund it. It funds some other alternative including bounties and private entity. It didn't sound like it was anymore than maintaining the contract with USDA. I look back and it is one of those things and with some groups, you have to pick your starting point. Some groups say, since 1982 this is what has increased. Lots of changes happened in 1982. It all depends on picking your starting point and I am picking one that is favorable to making my argument. I will acknowledge that. When I look at what we have taken from Wildlife Services, Game and Fish for Wildlife Services in 2005-2007, contributed \$680,000. If I figured 10% per biennium, that would lead to \$748,000 for 2007-2009, \$823,000 for 2009-2011 and \$905,000 for 2011-2013. So using 2005-2007 biennium as a starting point, the number we are at is \$868,000, is less than 5% per year. In government, where are we are growing less than 5% per year?

**Rep. Kroeber** states, if you would go back a biennium or two before that, you would find out that it went up a great deal more than that 5%. You would be talking about a \$150,000-\$300,000, up to \$580,000, where we are at right now. I think if you went back a couple of more biennium's, it would fall a bit short on the 5%. I also might add, remember in addition to this that this has \$200,000 going into the Board of Animal Health from Game and Fish also. It is not part of this budget obviously but it is the sportsmen's dollars that are taking and being used in that area also. The \$200,000 is a significant figure.

**Chairman Christmann** states, we went over that yesterday but I don't know if everyone was in the room. There was this that we felt it needed to be pieced together because in the modern time of the amount of USDA money that is potentially available; this is what it takes to keep that operation going. They went from 10 trappers and now down to 9. Those guys are stretched a long ways. Regarding the \$200,000, we chose last time to underfund them and I was involved in those discussions. We knew we were underfunding them and it was going to run out and we kicked the can down the road. So we got here this year and in order to not furlough people and have them keep working through the end of June, we had to find that number. In a whole separate hearing, regarding property taxes, it occurred to me that when we do property tax relief, the PILT (Payment in Lieu of Taxes) payments, government agencies and Game and Fish is probably the largest of those land holders. They benefited from that too. When we did property tax relief the last couple of biennium's, you had angry farmers about how much their property taxes are and angry homeowners about their taxes, angry business people but I never remembered that the discussion revolved around saving the Game and Fish Dept. or DOT or any government agency land holder from keeping their PILT payments from getting so high but yet they benefited from it. It happened to be about that amount and so it seemed like a place that there was unexpected benefit from that and so it seemed like a place with little pain to make up for our underfunding of them the last time. If we cut this back to \$868,000 to \$768,000, we can get through 20-21-22 months of the biennium again and then

next time we are going to run around here and try to figure out how we are going to get a couple of hundred thousand dollars and make sure we have the emergency clause on so we don't furlough people. It is one of those things that have to do with people's salaries and operating expenses and it costs a certain amount. The other alternative is to either underfund them like last time and have this problem again or increase the general fund.

**Rep. Kroeber** states, one of the discussions that has gone is on the way the Wildlife Service's takes and operates and keeping the administrative end of it pretty well intact. It seems like the shooters and people that who are really considering going out and taking and getting this done, that's kind of the pawn they keep playing in that area and as their funding is going to take and keep decreasing, certainly would like to have them look over their administrative structure too and see, when it is time to make the cuts, that it isn't the people that are on the ground and depending on in this area are the ones that are furloughed or cut.

**Senator Christmann** states, we need to acknowledge administrative people at USDA are administering many things. This is just one program that they work on. It's a shared expense. If this disappears, the administrative people at USDA will not disappear, just the programs. There are other things they do.

**Rep. Brandenburg** asks, what would you like to see on the Wildlife Services? Comparing the Senate and the House, what are our differences?

**Senator Christmann** states, I can't tell you our differences but I can sum it up for you. The Senate version is what the House and Senate have agreed to in the Ag Commissioners budget. I don't think the water commission is finalized but I was told that the Water Commission share of it was acceptable. So basically, we have a 3-pronged approach to pay for something, which the Ag Commissioner will contract with and pay for and there is Game and Fish money in it, Water Commission money and general fund money in it. As far as I know, the other two prongs are in place because the general fund is in the Ag Commissioners budget. It is my understanding that the Water Commission is proceeding on that track. The cumulative package is done in Ag Commissioners budget. This is just the 3<sup>rd</sup> leg of it. So to alter it, just alters everything and working on it in the past, it is a messy budget. When they get audited, it is chaos.

**Senator Wanzek** states, to answer Rep. Brandenburg's question, I heard Rep. Kroeber say we're \$100,000 apart right now. The water commission, general fund, and we're about \$100,000 apart.

**Rep. Kroeber** states, we're in discussion and not going to draw the line.

**Rep. Brandenburg** states, so much discussion but we're \$100,000 apart.

**Senator Christmann** states, you know it's going to cost, just where are we going to get the money from? If these guys get paid this much, maybe a similar category of employee would get paid less in ND, so let's do our own and pay them less. If we did this, we need to realize the feds are paying a lot of the cost here and we'd have far less employees out there on the ground.

**Rep. Brandenburg** states, in Wildlife Services, we have a lot of beavers in township. The beaver guy knows me, ran out of money and the guy called and said you blow them up.

**Senator Christmann** states, someone called me during deer hunting and said that beavers cut down 200-300 trees. Graham's Island, how strong is the feeling that this is a Game and Fish responsibility?

**Rep. Brandenburg** states, Grahams Island has got people from that area that heard about trying to raise that road and getting match for federal part of it. Local people can't do that match. It's important and we feel pretty strong on that.

**Senator Christmann** states, is that getting to be a theme?

**Rep. Kroeber** states, Game and Fish does feel a real responsibility to be part of this project. There are a limited number of good ramps we have left on Devils Lake. This is excellent ramp and parking area and heavily used. It is part of the puzzle on the \$14.4M. It's the most heavily used state park in the system. We want to keep what was put in the governors' budget.

**Senator Christmann** asks, on Wildlife Services could you go up another \$100,000 for that program?

**Rep. Kroeber** states, I think we possibly could but then I would have to come back to a prior statement on the total road package deal. They are then going to be short \$100,000 on the total road package which has been laid out. That might be a problem but not as far as I think that you established the \$868,800 with the Ag Commissioners budget and all of that already have been passed. We are possibly going to have to take and let that one go but I do think we would like to hold the Graham's Island Project at the \$400,000 so that they aren't held up short for this project.

**Rep. Brandenburg** asks, what you are saying is that you would like to see the Wildlife Services at the \$868,800 level and you would like to take the Graham's Island Project from \$400,000 to \$300,000?

**Senator Christmann** states, I guess we are based off the House version right now, so yes.

**Rep. Brandenburg** asks, you would propose \$300,000 for Graham's Island and you want \$868,800 for Wildlife Services?

**Senator Christmann** asks, any other thoughts on such an idea?

**Senator Wanzek** states, I'm finding out through this appropriation, I'd like to see Graham's Island. It's hard to say, but I understand where you're coming from. It's a road issue vs. a Wildlife issue.

**Senator O'Connell** asks, I was wondering about the department putting that much money into that but it's a major park with fishing and camping?

**Rep. Kroeber** states, it's mainly fishing on Devils Lake but people come to camp. There's even expansion of 36 units into Graham's Island. It's full all the time.

**Senator O'Connell** asks, basically wasn't there a dock where they wanted lights in and is that rented out and is that income to the park too?

**Rep. Kroeber** states, no, there are no slips or boat rentals. There is an area up above that is high and dry and can leave your camper and boat up there for a fee.

**Senator Wanzek** asks, this \$400,000 would be transferred to Parks and Rec. Dept and that is where it is budgeted. Where are the other monies coming from?

**Rep. Kroeber** states, it's over \$14M project but I would like to have Joe to sum it up for us.

**Joe Morrissette** states, it's over \$14M total and \$2.4M in general fund money budgeted in the Parks Dept. and \$400,000 coming from Game & Fish which would be transferred to Parks and so there is a total of \$2.8M and that would match the federal money. That would be \$14.4M for the total project so the 20% match is \$2.8M.

**Senator Christmann** asks, the Parks and Rec aren't paying anything? It's general fund money and Game and Fish.

**Joe Morrissette** states, there is no money coming from Parks revenues. It general fund money budgeted in the Parks Dept.

**Senator Christmann** asks, is the Parks and Rec's bill done yet?

**Joe Morrissette** states, no.

**Senator Christmann** states, I think we're pretty close on these two items. Another informal proposition? I'd be ok with House changes on the access and depredation if the House will be okay with the land acquisition. The land acquisition had critics of the \$800,000 in the first place on the Senate side to go up \$700,000 more. I think it is quite unlikely to happen but I think we would entertain the idea of going the House version on the access and the Senate version on the acquisition. I am speaking for myself only.

**Rep. Brandenburg** states, we'll discuss that and think about it.

**Senator Christmann** states, do we want to take a break?

**Senator Wanzek** asks, roughly how many acres do we own in state currently?

**Terry Steinwand, Director, ND Game & Fish** states, when own 100,000 acres and manage about 200,000 acres such as Corp of Engineers land slots etc.

**Senator Wanzek** asks, even what you manage, you pay the difference in lieu of taxes?

**Terry Steinwand** states, that is correct. South of Bismarck-Mandan and the Corp of Engineers they have their payment in lieu of taxes. It might be \$.50-.75 cents an acre. We make up the difference with the assessed value.

**Senator Wanzek** asks, do you need to have good relationships with the local people?

Terry Steinwand states, I would like to believe that but it is also the law.

**Senator Wanzek** states, I didn't realize that.

**Rep. Brandenburg** states, what is the Senate's number that you are looking at?

**Senator Christmann** asks, on the last two things?

**Rep. Brandenburg** states, #4, the House is certainly open for discussion and the #1 position, the House will probably stand pretty strong on that position. We will take a break and talk about the other ones.

**Senator Christmann** states, we will recess for 5 minutes.

**Rep. Brandenburg** states, we understand that the Senate wants to reject the #1 part where there is the acquisition. The House would accept the House on the #3, is what your offer was? (Conversation inaudible). Looking at page 2, in the items that are numbered. #1 for acquisition, the Senate wants to reject the House version and then accept #3, that the House had offered the \$850,000. Is that what you are talking about?

**Senator Christmann** states, that is what I am talking about.

**Rep. Brandenburg** states, after visiting, the House needs to go and talk about this. We need to visit with other people.

**Senator Christmann** states, it is really not an issue of one thing or another. We can't close this?

**Rep. Brandenburg** states, no, I am sorry but I don't think we can close that. The #1 item is important one to a lot of the House position.

**Senator O'Connell** states, while you contemplate that, beware that is an important one on our side too. Starting at 0.

**Rep. Brandenburg** states, I understand that but we have to go back and talk with others.

**Senator O'Connell** asks, where does everyone stand on #2?

**Senator Christmann** states, I wouldn't want to make any kind of offers.

**Senator Christmann** states, the committee will adjourn.

# 2011 SENATE STANDING COMMITTEE MINUTES

Senate Appropriations Committee  
Harvest Room, State Capitol

SB 2017 Conference Committee  
April 18, 2011  
Job # 16706

Conference Committee

Committee Clerk Signature



## Explanation or reason for introduction of bill/resolution:

This is a conference committee on SB 2017 – the Game & Fish Department.

## Minutes:

You may make reference to "attached testimony."

## Conferees:

**Senators Christmann, Wanzek, O'Connell**  
**Representatives Brandenburg, Thoreson, Kroeber**

**Brady Larson** - Legislative Council; **Joe Morrissette** – OMB

**Senator Christmann** called the committee hearing to order on SB 2017. All committee members are present.

In discussing what I had offered with some other appropriations members, I may have over offered on that \$850,000. I don't know if you've given that much thought, but I don't know if we could fulfill that offer anymore anyway. They weren't thrilled about it. Any thoughts?

**Rep. Kroeber:** On the \$850,000, what part of it is that you don't agree with – or don't like. That has to do with the hay yards they want to get done before the end of this biennium. The other is on the habitat purchases. What is the reasoning on the Senate for questioning the \$850,000?

**Senator Christmann:** We're growing this budget a great deal and spending a lot of money here.

**Rep. Brandenburg:** Just so the House understands, we talked last Saturday about the \$850,000 and \$600,000 was for plots and \$250,000 for deer fences. We had also talked about the Grahams Island and the funding for the land purchases as well as wanting to go to \$868,000. The 868 needs to be. If I understand the senate, we're down to two areas – the \$1.5M for land purchases and also the \$850,000 for land habitat. We're open for discussion, just so we understand our positions.

**Senator Christmann:** And the \$300,000 additional for the road.

**Rep. Brandenburg:** Yes, with that \$300,000, it put it up to \$400,000.

**Senator Christmann:** To summarize thoughts, they vary, but we're trying to piece different ideas together. The Senate is asking for more money for wildlife services. The House has agreed to it on the ag part of the budget. It's \$469,000 – a consensus for a similar amount of money being spent for some of the things that the House would want to add in too – a half a million dollars or something, but instead of a half a million dollars of add-ons, we're talking about \$850,000 in one place, and \$700,000 in another place, and \$300,000 in another place. That just seems like a lot compared to what the Senate is wanting to add on.

**Rep. Brandenburg:** I understand your concerns. The House understands that these are all things that seem to come in the 2<sup>nd</sup> half of the session. We'll have to deal with these issues.

**Senator Christmann:** Would you consider going to the Senate's version of wildlife services and then however you might want to divvy up \$5-600,000 for the plots, depredation and Grahams Island road?

**Rep. Brandenburg:** I need to speak with House, but I would think the House is pretty solid on these projects. I think we have some differences between the House and Senate that we're going to have to discuss.

**Senator Christmann:** Let's discuss them.

**Rep. Kroeber:** On the Grahams Island road, that's an extremely large project. It's probably the only way we're going to be able to keep our state park open. The Game & Fish share of that is an important part of the entire project which is about \$12.5M. We've got about \$2.5M in general fund, the \$400,000 that we have from Game & Fish is an important part in getting that project done – and it's also very important to the sportsmen of ND on that being the best ramp on all of Devils Lake which is certainly one of our greatest fisheries in the state.

Also, on the \$850,000 as you look at #3 - the \$600,000 of this is increased due to anticipated federal funding for hunting access programs. The federal dollars as they come in are basically sportsmen dollars like sales tax on sporting goods and these types of things. This is really a situation on the \$850,000 where if we are not going to take these federal dollars that are going to come to us, it would be the authority for them to use them. On the remaining \$250,000, that's part of the depredation program which we've had great discussion but it's very important dollars.

**Senator Christmann:** Some of the concern is that the federal government is broke. As we increase plots land, no one wants to see large reductions in plots land when their money runs out. As we increase the acres and they quit funding it in the future, then we're probably going to be left holding the bag needing to maintain that or face the wrath of the voters that we are cutting something. When you say it's just federal money – and you didn't phrase it that way, but we probably couldn't decline it once we start the program.

**Rep. Kroeber:** It's federal dollars, but it's not federal tax dollars that is coming out of your income tax. It is dollars that has specifically been taken and passed for sportsmen's projects and the sales of sports products. That's what those dollars are for; it isn't anything that is going to add to the federal deficit. If those dollars do go down, then we would not receive them. Our plots program is one of the greatest programs we have. If we have to take and

make adjustments with it, we can certainly do that. I don't think it's anything that we will be putting a burden on the federal government or in the State government. We all know that Game & Fish is totally special funded and handled very well in the state of ND.

**Rep. Brandenburg:** I asked those same questions when visiting with sportsmen. They will have to go back and talk to their groups about deer depredation and programs to support their fences and plots. They may have to ask the sportsmen to have a fund which would increase the cost of a license. They have a plan but they have to go through their process to do that.

**Senator Wanzek:** Can we start by focusing on Graham's Island? I understand they need the matching money whether it's in this budget or we had discussed the possibility of some of that money coming from somewhere else. Is that a priority to the House?

**Senator Christmann:** Before you answer, one of the things that was discussed in Senate Appropriations was an extra user fee at that park.

**Rep. Kroeber:** There is a fee to use the state park already. They could have an additional charge for access, but the only other way to get there is by boat. There is a fee for the park at this point in time, so they could have an additional charge for access because the only way you can get there, unless you come across the lake by boat, is to use that road but I don't think that is something that we have done in very many cases.

**Senator Christmann:** Would the House consider receding and then the wildlife services would be back to the Senate version and adding \$2-300,000 for Grahams Island and maybe a half a million for the plots and depredation.

**Rep. Brandenburg:** I think the House would not agree to that. A lot of action has taken place to work through the programs. We're pretty tough in our position in where we're at right now.

**Senator Christmann:** Is there zero compromise here? Am I just guessing at things and no matter what I say the answer is no – other than acceding to the House amendments?

**Rep. Brandenburg:** At this time, the House is not ready to make a motion. I think we need to talk some more, but I wouldn't say that we're zero, but I'm saying that the House thought they made some pretty good compromises with working together in the spirit of trying to make something work out for this session with Game & Fish and the deer depredation. There are so many things tied in here together. We probably need to talk some more and we're probably not ready to make a motion at this time.

**Senator O'Connell:** How much federal money would be left laying on the table at \$300,000 for Grahams Island? Is that 80-20? Answer yes.

**Senator Christmann:** Seeing no other ideas, I guess we're adjourned.

# 2011 SENATE STANDING COMMITTEE MINUTES

Senate Appropriations Committee  
Harvest Room, State Capitol

SB 2017 conference committee  
April 19, 2011  
Job # 16761

Conference Committee

Committee Clerk Signature

*J.P. for Ron Downing*

## Explanation or reason for introduction of bill/resolution:

This is a conference committee hearing on SB 2017 – the Game & Fish Department.

## Minutes:

See attached testimony # 1 - 2.

## Conferees:

**Senators Christmann, Wanzek and O'Connell**  
**Representatives Brandenburg, Thoreson and Kroeber**

**Brady Larson** - Legislative Council; **Joe Morrissette** – OMB

**Senator Christmann** called the conference committee hearing to order on SB 2017. All committee members were present and guests. He asked for any ideas, new information or new comments from the House.

**Rep. Brandenburg:** We're looking forward to discussing SB 2017.

**Senator Christmann:** Discussing or compromising?

**Rep. Brandenburg:** Looking at all the different issues, a lot of things happened with this bill. When it came across after crossover and looking at the House position, it's hard to make changes when a lot of this happened over in the House. Other than the \$868,000 and the wildlife services, which there were changes when it came over to the House?

**Senator Christmann:** Rep. Thoreson or Rep. Kroeber, did you want to add anything else?

**Rep. Thoreson and Rep. Kroeber:** No

**Senator O'Connell:** Looks like we're deadlocked again. I'm not ready to move on their version right now. There are a couple of things I'd consider, but....

**Senator Christmann** handed out Listing of Proposed Changes to Engrossed Senate Bill No. 2017 – (Attached #1). This is an offer from me. Senators Wanzek and O'Connell can speak for themselves. This would be off the Senate version. The things that aren't printed are almost as important as the things that are. What this would ultimately do is – as far as land

acquisitions; it would keep it at \$800,000 like the Senate passed it out and not add the \$700,000, so basically the Senate version on that. On Graham's Island, it would go with the House's version of \$400,000. On wildlife services, it would go with the Senate's version of \$868,000. On the Missouri River enforcement, it would be the House's version. The wildlife service's study would be out. The one thing that's not one way or the other would be that \$850,000 for plots and depredation. This would be \$350,000 for plots and \$250,000 for depredation. Where I came up with these numbers where I think I could justify to the rest of the appropriations people and the rest of the Senate, but if we assume that the House thinks there should be no involvement at all for wildlife services, then this would be \$868,000 that's the Senate initiative. I'm taking credit for all of it on the Senates' side of the ledger and adding in the House's initiatives of \$300,000 for Graham's Island, another \$350,000 for plots and another \$250,000 for depredation so that's \$900,000. It keeps the ledgers kind of fairly well balanced, a little tipped in favor of the House but fairly well balanced between who's been adding spending with the Game and Fish department's money.

Even though there's not a strong desire to add money for beyond what we did on that road or for more plots. I think this would be justifiable enough that I would be willing to take it to the floor and push for it.

**Rep. Brandenburg:** Just so I understand you, you're talking \$300,000 for Graham's Island and \$350,000 for plots and \$250,000 deer fences. The House and Senate versions total \$900,000. The balance back & forth.  
I guess we'll have to talk about it.

**Rep. Thoreson:** This does reduce land purchases from the Senate version.

**Senator Christmann:** Correct. The three money things that Brandenburg mentioned, and also the Missouri River Law enforcement would be the House version.

**Rep. Kroeber:** Why we do not want additional federal funding for access programs and gives the authority for the use of them ....why you are trying to hold back the \$350,000 and not allow the use of the \$600,000 for this program?

**Senator Christmann:** When the federal government quits paying for that in the next year or two, do you want to use Game and Fish money to maintain those plots/acres or do you want to see the state continue to pay for that or go back to state agriculture?

**Rep. Kroeber:** They are a program – 30 years – paid up front. There is no continuing cost as I was with this program this is as I understand it.

**Senator Christmann:** You make an interesting point, but I'm perplexed....it says they are paying 30 up front when they are borrowing the money. Maybe that's why they are as broke as they are.

**Senator Wanzek:** Could I request some information? Seeing some historical information on land acquisitions.

**Kim Molesworth, Chief of Admin. Services Division, ND Game & Fish:** We have that and provided it to the House; we can make copies for you of the prior land acquisitions.

**Senator Wanzek...** What is procedure/protocol/process you can document when the purchase is made .....how it is done? What is the procedure?

**Kim Molesworth:** The land owners usually contact us and WMAs – that's in century code, based on – and get governor's approval to purchase land. (Handed on the Land Acquisition – attachment 6 – (See attached #2).

**Senator Wanzek:** The budget section has to approve this – otherwise it can't be made. Answer yes.

**Kim Molesworth:** Expand on the grant for the \$600,000?

**Senator Christmann:** What happens to the next 30 years to that land?

**Kim Molesworth:** Follows regular plots program. Initiated by Senator Conrad to put additional money, volunteer "open fields" money out to state where they had to apply for competitively to get hunting access out there. We applied and were one of seventeen states to get awarded the money. We need the authority to spend it.

**Senator Christmann:** In a common scenario – what are you going to do with it?

**Kim Molesworth:** They could go into a working land program....but still open to hunters or wet land reserve program.....regular plots program. Not sure on all the details. They get additional payment to keep it open to hunters. Just a different source of money coming in.

**Senator Christmann:** If we added that, would we have a deal?

**Rep. Thoreson:** Adding what?

**Senator Christmann:** The other plots of land.

**Rep. Brandenburg:** You'd add the full \$600,000 for the plots.

**Senator Christmann:** I said, "If we did do that?"

**Rep. Brandenburg:** Worked hard with that and want to encourage you to look at what we did.

**Senator Christmann:** There seems to be zero willingness compromise on your part. I don't know what else to say. Hearing sample after sample of how senate is overspending, I can't seem to find any satisfactory compromise.

**Senator Christmann:** We're adjourned.

# 2011 SENATE STANDING COMMITTEE MINUTES

**Senate Appropriations Committee**  
Harvest Room, State Capitol

SB 2017 Conference Committee  
April 20, 2011  
Job # 16802

Conference Committee

Committee Clerk Signature



## Explanation or reason for introduction of bill/resolution:

This is a conference committee on SB 2017 – the Game & Fish Department.

## Minutes:

You may make reference to "attached testimony."

Conferees:

**Senators Christmann, Wanzek, O'Connell**  
**Representatives Brandenburg, Thoreson, Kroeber**

**Brady Larson** - Legislative Council; **Joe Morrissette** – OMB

**Senator Christmann:** Please note all committee members are present. Rep. Brandenburg...

**Rep. Brandenburg:** It snowed out last night.

**Senator Christmann:** Anything new from the House? Any willingness to compromise on anything?

**Rep. Brandenburg:** The House has not moved at all. I'm pretty positive of that in the discussion I've had with people so I guess that's where we are at.

**Senator Christmann:** Do **Rep. Kroeber** and **Rep. Thoreson** agree? Answer – Yes.

**Senator Christmann:** OK, we're adjourned.

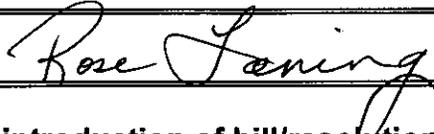
# 2011 SENATE STANDING COMMITTEE MINUTES

## Senate Appropriations Committee Harvest Room, State Capitol

SB 2017 conference committee  
April 21, 2011  
Job # 16815

Conference Committee

Committee Clerk Signature



### Explanation or reason for introduction of bill/resolution:

This is a conference committee hearing on SB 2017 – the Game & Fish budget.

### Minutes:

See attached testimony # 1.

### Conferees:

**Senators Christmann, Wanzek, O'Connell**  
**Representatives Brandenburg, Thoreson, Kroeber**

**Brady Larson** - Legislative Council; **Joe Morrissette** – OMB

**Senator Christmann:** Please note all committee members are present.

**Rep. Brandenburg:** We're prepared to make a motion.

**Senator Christmann:** Why don't you tell us about it first.

### Vote # 1-

**Rep. Brandenburg:** The House would move that the Senate accede to the House amendments.

**Rep. Thoreson seconded.**

**Senator Wanzek:** That would mean to accede to all the amendments – even the wildlife services.

**Rep. Brandenburg:** Yes, just to get a motion on the table and talk about it.

**Senator Wanzek:** I don't know that I'll be able to support it, mainly based out of concern for the wildlife services and the fact that this would eliminate our relationship and would go to the \$400,000 that you guys have appropriated for doing our own wildlife services.

**Senator Christmann:** This would clearly eliminate wildlife services. They've made clear that they can't do it for anything near this amount. This sets up the bounty system that the gentleman from the Game & Fish department on the radio that the bounty system is not an effective way to manage that. If I recall, there was testimony to that effect on the Senate side,

but I guess we can vote on it. If it passes, we can spend \$400,000 giving bounties to the people who shoot the 40,000 coyotes we shoot every year anyway. Any other discussion?

**A Roll Call vote was taken. Yea: 3 Nay: 3  
Motion failed.**

**Vote # 2 -**

**Senator Christmann:** I can't make a motion, but previously I had just ran by a concept by you of doing the Senate's version of things regarding the study, the House version on the Missouri River enforcement, the Senate's version on the wildlife services, the House version on Graham's Island, the Senate's version on land acquisitions, and splitting the plots and depredation – doing that at \$700,000 instead of \$850,000. (see attached # 1)

**Senator O'Connell:** Those were the exact words I was going to use for a motion, so I would move that. (Senator Christmann's compromise)  
**Senator Wanzek seconded.**

**Rep. Brandenburg:** Let's vote. I would say the House is not going to support that.

**Rep. Kroeber:** I would like to hear again exactly what the motion was. You're talking about the \$868,800 on wildlife services, is that what you're talking about? (Answer yes.) So your motion includes the \$868,800 for wildlife services and also on the Graham's Island road, are you at the full \$400,000. (Answer yes) And the difference we were talking about – we need the depredation at that \$250,000, and the other at \$350,000?

**Rep. Kroeber:** And of course on the land acquisition differences.

**A Roll Call vote was taken. Yea: 3 Nay: 3  
Motion failed.**

**Vote # 3 -**

**Senator Wanzek:** I'll make that same motion except that we do the full \$850,000 in the plots and depredation. It would be the same motion that we just voted on, except we fully fund the House version of the hunting access and deer depredation.

**Senator O'Connell seconded.**

**Rep. Brandenburg:** You're talking about fully funding Graham's Island, the full \$850,000 for habitat and deer, and the \$868,800 for wildlife services? (Answer yes) But the \$700,000 is out?

**Senator Christmann:** \$700,000 addition to the \$800,000 is out.

**Senator Wanzek:** And the Missouri River Enforcement would be the House version and wildlife services would be the Senate version. It's identical to the motion before but **Senator Christmann's** motion did not fully fund the hunting access and deer depredation line which would be the House version I'm proposing.

**Senator Christmann:** It is interesting that of six differences that would use the Senate version on three and the House version on three, of course, the House has bigger spending items on their three than the Senate three.

**A Roll Call vote was taken. Yea: 3 Nay: 3**

**Senator Christmann:** Are we just in a general struggle between the House and Senate. Is this a matter of who is prevailing the most? Or is there something else here at play? We're hung up this late in the session on something that I don't recall being in the Executive Budget. I don't recall the Game & Fish dept. even asking for. In fact, we've increased funding for some things beyond what I can even recall being asked for by either the Governor or the department – and here we sit. I know that these things go on – to leverage things. But I don't know if this is being hung up over some other bill or what.

**Rep. Brandenburg:** As I've said before, that we're all friends, and I consider every one of you my friends. The House feels that we worked very hard on these issues dealing with wildlife – like the \$600,000 for plots; going out to help for deer depredation; the \$250,000 for the deer fences which will help for protecting the feed and hay. A lot of things happened over in the House working on these issues with the Game & Fish budget and a sincere effort from everybody from both the wildlife groups to the Agricultural groups to address a number of issues that are so important to all of us. It's important to the people who farm; it's important to the people who enjoy hunting. It's not anything personal between the House or the Senate. It's really that we think we've put together a really good package over in the House. Maybe wildlife services needs some addressing to fix that up, but we feel we worked hard. It's not about spending more or spending less, it's about trying to do the right thing for hunting and for the land owners with the problems of wildlife issues. That's the House's position and we feel we did a good job.

**Senator Christmann:** Now I'm kind of dismayed with some of the agriculture groups you mentioned and land owner groups because I thought I had a pretty good relationship with them. I don't recall any of the ag groups or the land owners groups coming to me wanting the state to buy more property.

**Rep. Brandenburg:** Not everybody is completely happy – and not ever body is completely sad. I think everyone has realized that we're all trying to put a good faith effort into trying to meet halfway and work together, and compromise and deal with the issues we have with both the sportsman and the land owners because we're all in this together. That's the best way I can say it. Am I jumping up and down about them buying land? No, but are our sportsmen jumping up and down dealing with the wildlife issues that happened to the farmers? Probably not. In all the sessions that I've been here, I've worked on these issues and we finally made

some common ground to work together and I think this is the beginning to do that to the future years. That's why the House is so strong on their position.

**Senator Wanzek:** I've always liked the plots program. I've viewed that as a win-win situation. It's the sportsman reaching out to the private land owner and saying, "For allowing us access, we'll work with you on developing some habitat or pay you something for allowing us to have access to your land." It is a win-win situation. That's why I think that the \$600,000 is really – the plots program is a good program. I've always like that concept. I've been visiting with some other Senators trying to get a feel of how they feel about increasing. We have to remember that we are going to spend \$800,000. I don't think anybody seems to be disputing that for land acquisition.

**Senator Christmann:** Oh, yes, there's some disputing that.

**Senator Wanzek:** In talking to a lot of them, I'm not getting a lot of positive feedback from other senators about increasing that line. Maybe we're just going to have to meet again.

**Senator Christmann:** We did this when the House requested it the other day, so I'm going to take the prerogative of asking either Paul or Kim a question.

In the plots program, there are various things you do with various parts of it under that category, but tell me what you do about feeding deer in the winter? Is there a plots program where a certain number of bales are left out there for the deer to ruin as part of that program?

**Paul Schadewald, Chief of Conservation Communications Division, ND Game & Fish:** On the food area, we have some food plots that are put in. That's not as big as it used to be. We do a lot of short stop feeding where we'll get alfalfa bales or whatever from the landowner and put them in areas so they will not come into the area where they're causing problems. It's a challenging thing because we can't switch feeds. If they're out there eating alfalfa, we can't switch them over to corn or we'll kill them. We have to have some rules in there. Fencing is the primary depredation tool and then some short stop type feeding like that.

**Senator Christmann:** Is plots money used for that?

**Paul Schadewald:** It's the same line item – all of that program comes out of the same funding.

**Senator Christmann** adjourned the meeting.

# 2011 SENATE STANDING COMMITTEE MINUTES

## Senate Appropriations Committee Harvest Room, State Capitol

SB 2017 conference committee  
April 22, 2011  
Job # 16850

Conference Committee

Committee Clerk Signature



### Explanation or reason for introduction of bill/resolution:

This is a conference committee hearing on SB 2017 – the Game & Fish budget.

### Minutes:

See attached testimony # 1.

Conferees:

**Senators Christmann, Wanzek, O'Connell**  
**Representatives Brandenburg, Thoreson, Kroeber**

**Brady Larson** - Legislative Council; **Joe Morrissette** – OMB.

**Senator Christmann:** Please note all committee members are present.

**Rep. Brandenburg** handed out amendment 11.8144.02004 - see attached # 1.

**Rep. Brandenburg** moved that the House accede from their amendments and further amend.

**Rep. Thoreson** seconded.

**Rep. Brandenburg:** This amendment adds \$200,000 to \$1M for land purchases. It also has the grants for Graham's Island back up to \$400,000. It also puts back in the \$850,000; \$600,000 that goes to plots and \$250,000 that goes for the deer fences. For wildlife services, it puts back in the \$868,000 which was in the Senate and we moved up to the \$868,000. It also has the \$3000 for the capital purchases for the Missouri River law enforcement activities which has \$200,000 in it which is carryover for that operation. I think I've spoken all the changes and this is the House amendment.

**Senator Christmann:** I appreciate that we're negotiating now and that we have a reasonable offer. Now I think we're both working at it. I'm not going to vote for it at this time. I think we're just \$200,000 apart now. I know which line I'd like to see a couple hundred thousand come out of. I might have some flexibility if we'd want to take it out of the \$850,000 for the plots or something like that. I think that would be the poorest place to take it from because judging from their reactions and also the times we've heard from them, the plots is the higher priority of the department. At this point, I want to express appreciation that now we're negotiating here and working at it, but I'm still going to vote no.

**Senator O'Connell:** I agree with you on a couple figures and I think it will take some time to think about this.

**Senator Wanzek:** I would too, say that I appreciate the movement now, but we are coming back next week?

**Senator Christmann:** Nothing is finalized on the following week, but next week yes.

**Rep. Brandenburg:** We appreciate the thoughts and the comments. The House feels that they've made a good move here and hopefully after a good Easter and we all have a chance to think about it, we'll come back. We do have a motion on the floor. We're going to support the amendment.

**A Roll Call vote was taken. Yea: 3 Nay: 3  
Motion failed.**

**Senator Christmann** adjourned the hearing.

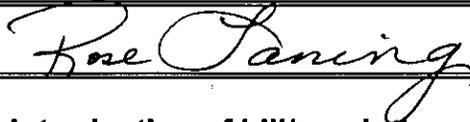
# 2011 SENATE STANDING COMMITTEE MINUTES

Senate Appropriations Committee  
Harvest Room, State Capitol

SB 2017 Conference Committee  
April 25, 2011  
Job # 16859

Conference Committee

Committee Clerk Signature



## Explanation or reason for introduction of bill/resolution:

This is a conference committee hearing on SB 2017 – the Department of Game & Fish

## Minutes:

You may make reference to "attached testimony."

Conferees:

**Senators Christmann, Wanzek, O'Connell**  
**Representatives Brandenburg, Thoreson, Kroeber**

**Brady Larson** - Legislative Council; **Joe Morrissette** – OMB

**Senator Christmann:** Please note all committee members are present. When we last met, we were some \$200,000 apart on acquisitions that the House wanted to add in above the executive budget and above the diversion approved by the Senate. I think we found a solution.

**Senator Wanzek:** I have an amendment (11.8144.02007) I would assume that purchasing land is for the purpose of access. I do like the plots program and I've viewed that as a means of working with the private landowner and keeping them in control of the property. This amendment adds \$200,000 to hunting access programs to hopefully leverage the ability to provide more land for access for our sportsmen in the state as an effort to present a compromise to where we were last week.

**Senator Wanzek moved amendment 11.8144.02007.**  
**Senator O'Connell seconded.**

**Senator Christmann:** I personally think this would look like a better compromise if it was \$100,000 instead of \$200,000 and we were splitting the difference instead of compromising almost all the way.

**Rep. Brandenburg:** I'd like a little recess to visit with House members.

Recess –

Reconvened – all members again present.

**Rep. Brandenburg:** Looking at amendment .02007 which was proposed by Senator Wanzek, we talked and the House is not in favor of this amendment.

**Senator Christmann:** We have a motion and a second, but I just want to remind you that I thought that splitting the \$200,000 in half was an appropriate compromise. This is giving all the money or additional spending that you're asking for and into access programs. It's not going to erode someplace but it doesn't make permanent decisions for generations to come and permanently pull property out of free enterprise.

**Senator Wanzek:** This would still leave \$800,000 for purchasing as this amendment is written. I just want to make that clear. It's not like we're going to zero with purchasing funds, right?

**Senator Christmann:** Correct. That's a good point.

**Rep. Brandenburg:** The House understands that there is still \$800,000 for land purchases. What this does is takes it from \$1M down to \$800,000 and then it would add \$200,000 into the plots. We understand the Senate's position and we just don't agree.

**A Roll Call vote was taken. Yea: 3 Nay: 3  
Motion fails.**

**Rep. Brandenburg moved amendment 11.8144.02004  
Rep. Thoreson seconded.**

**Rep. Brandenburg:** The House feels they made quite a change going from \$1.5M for land purchases down to \$1M and taken half a million dollars off the table. We feel this is the right answer and ask that it be adopted.

**Senator Christmann:** There are many on the Senate side that feels that any of these types of acquisitions are wrong. I don't think most people outside of agriculture would care to have someone from the state come in and buying up property that makes their types of operation go. There have been acquisitions that I've voted for; the confluence up at Williston is a unique kind of situation. I can't quite make a blanket statement that they shouldn't own any land, but to be generally throwing out money to keep buying up property, I just think goes against the grain of a quite a number of us and we kind of begrudgingly accepted the department's request and the executive budget to do the \$800,000. As we're in a situation where we're trying to wrap up the session and reduce some spending, to sit here and keep tacking it on just because it's coming from a special fund instead of the general fund and knowing full well that we're pulling property out of the system. I realize they make PILT payments as far as the counties and school districts getting their tax revenues, but whatever quarter of land they purchase is never going to be significant amounts of fuel purchased or fertilizer purchased; or seed, nor custom combiners ever making \$30-\$40/acre combining it. To me, it detracts from our free enterprise system and I think the \$800,000 was too high in the first place. That's a pretty strong sentiment on the Senate side. We did make the offer to allow the money into the plots system which at least keeps some agriculture continuing on working side by side with the department and the hunters, but not taking it out of the system.

**Senator Wanzek:** It seems like the House is pretty set in increasing some money for purchases. I'm not so sure the conference committee report can pass. I'm coming from same area as the chairman is. Where I have a problem is that it appears once the state buys and owns it, it will never be available for an aspiring rancher or young farmer to utilize. We don't seem to ever liquidate land. When we purchase it, we pretty much keep it. That's why I like the plots program. I'm just not so sure we can get this passed up on the Senate. I've talked to a number of people and they don't seem to want to increase the funding which makes it difficult to move forward.

**Rep. Kroeber:** We had a list of properties that game and fish had been contacted on- exactly where they were at, and also looked at the aerial photos of those areas. To my knowledge, I could not see where any of that would have been land that was actually being farmed at this particular time. The portion that they would be interested in is when they are rounding out their wildlife management areas – something that attaches to that. Areas that are either under water or certainly I don't think it's land that is getting a lot of seed and a lot of fertilizer and custom combining. The areas are really quite small and I think they are mainly habitat regions that they are taking and using for the round out. They pay full taxes on it. These are willing sellers that come in and there is also a ruling in it whereby they can only pay 95% of the actual price that it's evaluated at so they certainly aren't going to outbid anybody for the land. I think we're talking about some very small tracts of land.

**Senator Christmann:** I looked at some maps too. Since the department isn't the ones who requested this, it's hard to say what eventually gets bought if we keep forcing more money on them, but there are some pretty substantial tracts of land that people want to sell them. To say that they pay the full taxes on it, let's remember the general fund is paying part of those taxes too now with passage of HB 1451 and the general fund is paying the value of 75 mills on that too. The county and schools get their money, but the general fund pays a substantial portion of that.

**Senator O'Connell:** For a district that has two refuges in it, it's pretty hard for me to support any more.

**A Roll Call vote was taken. Yea: 3 Nay: 3  
Motion fails.**

**Senator Christmann:** We'll try to meet later this afternoon and come up with some new ideas.

# 2011 SENATE STANDING COMMITTEE MINUTES

Senate Appropriations Committee  
Harvest Room, State Capitol

SB 2017 conference committee  
April 25, 2011 PM  
Job # 16877

Conference Committee

Committee Clerk Signature

*Rae Lanning*

## Explanation or reason for introduction of bill/resolution:

This is a conference committee hearing on SB 2017 – The Game & Fish budget.

## Minutes:

Amendment

Conferees:

**Senators Christmann, Wanzek, O'Connell**  
**Representatives Brandenburg, Thoreson, Kroeber**

**Brady Larson** - Legislative Council; **Joe Morrissette** – OMB

**Senator Christmann:** Please note all committee members are present.

**Senator Christmann:** The offer is still on the table from this morning.

**Rep Brandenburg:** Moved amendment .02004

**Rep. Thoreson:** Seconded.

**Rep. Brandenburg:** Looking at 2004 we came down to five hundred thousand off of the 1.5 and I know an offer was made of that same two hundred thousand to go into plots but the house feels strongly on the position they have that the two hundred thousand for the land was made in good faith and we worked hard to get where we are now with all the parties that have interest in dealing with the game and fish budget and deer depredation and funding here. It's intertwined and intermingled and feel sense we made it five hundred thousand less on the land purchase that this is the house's position.

**Senator Christmann:** I'm not sure what deer depredation has to do with taking land out of production.

**Rep. Brandenburg:** We have money in the budget from game and fish for deer fences and for plots that is what I was referring to that helps in all the areas not only for deer depredation, hunting issues, wildlife services, beavers, coyotes, whether it's deer or coyotes, ducks or geese, we're trying hard to find common ground with the issues between of all the concerns of this budget.

**Senator Christmann:** I went to Fairview MT to look at heifers. We've talked about times of our own unique services. The deer thrive all summer, when we get a tough winter they can't survive because deer depredation is caused by overfeeding. It is a sad thing to take that drive. The ditches are littered with dead deer. How much do we want to increase the population based on what they have to eat when there is bad winters. It was a struggle to accept 800,000 of land coming out of production.

**A Roll Call vote was taken. Yea: 3 Nays: 3**

**Senator Wanzek:** I visited with senators and didn't get positive response, but got suggestions. Essentially it is the same motion, but difference is that most of the land purchased by the game and fish is not conducive to grazing or farming practices but there seems to be a concern with state ownership of land. It does put's land purchase item up to one million dollars.

**Senator O'Connell:** Seconded.

**Senator Christmann:** The motion was on amendment .02008.

**Rep. Brandenburg:** House opposes this because there was no hearing.

**Senator Christmann:** There was no hearing in the Senate on adding more money for land acquisitions.

**Rep. Brandenburg:** There was hearing for all the other things that are in the bill that were held in the House.

**Rep. Kroeber:** Could you give me an example, I assume that has to be game and fish land that they own, is that correct?

**Senator Wanzek:** No, not game and fish. Any state owned land from the land department. I understand when there was an effort, I checked with the land commissioner with the Ebert's land that ended up being a federal purchase and there was an equal amount of federal grazing lands that were sold. I didn't ask if it was equal in monetary value or equal in acres. This was a suggestion that was offered by a couple of Senators.

**Rep. Kroeber:** There would have to be equal amounts of school lands or would there be some other land the state owns? 'm just looking for examples of what this land may be.

**Senator Wanzek:** In visiting with the commissioner, there would be offsets that the land department is already going to be listing and selling. In the best interest of the state, it was certain lands that they could sell. There is a lot of farm and ranch land owned by the state land department. It's about 800,000 acres they own. The extension service owns land, the state hospital owns land, a lot of other state entities own land.

**Rep. Kroeber:** What would the procedure be, with all the provisions that are laid out before game and fish can go and purchase land. Would they have to have collaboration from the land

department or other entities on land that is going to be purchased that would have to be brought into the equation before they could by the land and how would this all work?

**Senator Christmann:** It would appear to me that if they want to buy a quarter somewhere in the state government we have to advertize a quarter and put it up for sale in some what a similar value and accessible.

**Rep. Thoreson:** How would we do that? Let say game and fish wants to buy land, do they have to call the land department the university system any other entity that own land and say where is that quarter that you want to sell? It seems quite cumbersome.

**Senator Christmann:** They could just sell some of their own. I'm sure not all of it is turning out to be as useful as hoped.

**Senator Wanzek:** It has to be of equal or greater monetary value. Some farm land is of interest to game & fish. I could see it being fewer acres in selling land to offset a purchase by game and fish. I am assuming the value would be higher if it has farming purposes.

**Rep. Kroeber:** Whenever we sell land, we basically handle that in the emergency commission and with the budget section, in essence, would you be a session behind? I'm assuming you wouldn't grandfather this in for any land that has been sold or may be sold this biennium and I think in selling land, what is the procedure if we sell land because we usually do it during a legislative session?

**Senator Christmann:** I don't know the answer to that.

**Joe Morrissette:** It depends on the agency and how the title is held. When the title is in ND it may be managed by a certain agency and if those cases I am not sure. There are other cases where the title is more in terms of held by an agency of the state. I think there are cases where the land department can sell pieces certain tracks that don't fit into with their management policies but I know there was a bill that authorized a sale of a piece of land to Grafton. I think it depends on the specifics of the situation. I don't believe there is an overall policy that governs it all cases.

**Rep. Brandenburg:** The idea came from some of the senators that thought it was a good idea. I'm trying to explain to some of the house members about the good idea. Implementing the program would be very difficult. It would have to be separated from other tracks of land. I would say that we understand it and the House will oppose it.

**Senator Christmann:** I'm glad you brought up that every action has a reaction. That is the case when we go buying up land and taking it out of the private sector. No one is going to invest money into that operating that again. It goes against the grains of the economic session. I don't want this to seem like a slight against the game and fish department because I am pleased generally on how they are handling things. I point this out to help you understand the other reaction when we buy land. Up in the oil patch, there is a ranch that the department has and the ranchers are very disappointed because there are no oil wells being drilled there. They all have to be drilled on the private land. There are no oil wells. The roads are on the private land. When they came through in my area they didn't go in the department land. They went

out onto the road dish but on the rest of the land owners along the way couldn't force them out to the road ditch they had to cross through are fields and fences and through are cricks. They get done with that project and go back and explain to all those land owners why when the water commission came through getting easements and those people were told their neighbors were all doing it. We want progress we want the pipeline we all have to be part of this. Then they see them going around the game and fish land. That is troubling. We've added \$800,000 for new acquisitions without any net gain. For the record they are saying that is not the case, so I stand corrected. There are troubles with having government land in the middle of agriculture land. I do think they try hard to manage well but they do manage it differently. I really think eight hundred thousand is enough. Will you call the roll please?

**A Roll Call vote was taken. Yea: 1 Nay: 5.**

**Senator Christmann:** Adjourned.

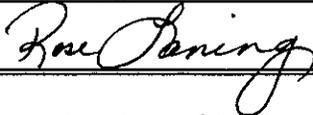
# 2011 SENATE STANDING COMMITTEE MINUTES

## Senate Appropriations Committee Harvest Room, State Capitol

SB 2017 conference committee  
April 25, 2011 PM (2)  
Job # 16881

Conference Committee

Committee Clerk Signature



### Explanation or reason for introduction of bill/resolution:

This is a conference committee hearing on SB 2017 – the Game and Fish budget.

### Minutes:

You may make reference to "attached testimony."

### Conferees:

**Senators Christmann, Wanzek, O'Connell**  
**Representatives Brandenburg, Thoreson, Kroeber**

**Brady Larson** - Legislative Council; **Joe Morrissette** – OMB

**Senator Christmann:** Please note all committee members are present.

We've had a few tries today. **Senator Wanzek** said he thinks he has the magic bullet. They're not printed yet, but simple enough.

**Senator Wanzek:** If you go back to the .02007 version, this adds additional \$200,000 for hunting access programs. I'd leave everything the same but make it \$300,000 for hunting access programs. In other words, the House recedes from its amendments on pages 1219 – 1221 of the Senate Journal and pages 1394-96 of the House Journal. It would still provide the \$300,000 for Grahams Island; the \$850,000 for hunting access and deer depredation and adds funding for hunting access programs of \$300,000 versus \$200,000. Everything else is the same.

**Senator Wanzek** moved amendment 11.8144.02007 but \$300,000 for plots instead of \$200,000.

**Senator O'Connell** seconded.

**Rep. Thoreson:** Just a question – The land acquisition would still remain at \$800,000, is that correct? (Answer – correct.) And \$300,000 for plots?

**Senator Christmann:** \$300,000 in addition to the \$600,000 that the House added.

**Rep. Brandenburg:** With this amendment, it's the same as was proposed before, except it added another \$100,000 into the line item for land habitat and deer which was \$850,000 and then this .02007 made it a million fifty thousand and by adding another \$100,000, it would

make it \$1,150,000. The land stays the same and Grahams Island is at \$400,000 and the wildlife services would be at \$868,800. Correct? (Answer – correct.)

**Senator Christmann:** That looks right to me, except when we talked over the weekend about that amendment draft, that \$200,000.... Brady, you said something about having that as a separate line instead of adding \$200,000 to the \$850,000. Is there a difference, or just a distinction because its federal versus Game and Fish?

**Brady Larson:** The \$200,000 would be added to the same line item – the land habitat and deer depredation line item, however, I did list it as a separate footnote in the Statement of Purpose of Amendment. The reason for that is because the \$850,000 is declared an emergency measure so we wanted to keep that separate from the \$200,000 so there's no confusion as to what the emergency was being declared for.

**Senator Christmann:** You are right, **Rep. Brandenburg.** It's just the distinction that the \$850,000 has the emergency clause.

**Rep. Brandenburg:** I always appreciate an amendment and an offer, but the House position still remains the same. We'd be opposed to the change.

**Senator Christmann:** I'm really sorry to hear that. I thought we were really trying to be reasonable here.

**A Roll Call vote was taken. Yea: 3 Nay: 3**

**Senator Wanzek:** The House amendment 11.8144.02004 – I'd like to move that we pass an amendment similar to .02004, but instead of \$200,000 to \$100,000 for capital assets - an increase of \$100,000 for capital assets.

**Senator Wanzek moved 11.8144.02004 – \$100,000 for capital assets**  
**Senator O'Connell seconded.**

RECESS REQUESTED BY HOUSE -----  
RECONVENED AND ALL MEMBERS WERE PRESENT.

**Rep. Brandenburg:** The House would request that we could hold this motion until tomorrow morning. There are so many other people we need to talk to and we respectfully request that we can make this decision at our meeting tomorrow.

**Senator Christmann:** We have honored your motions, even when they were the same several times, and we'll vote on this. I don't know if the offer will still be on the table in the morning.

**A Roll Call vote was taken. Yea: 1 Nay: 5**  
**Motion failed.**

**Senator Christmann adjourned the meeting.**

# 2011 SENATE STANDING COMMITTEE MINUTES

Senate Appropriations Committee  
Harvest Room, State Capitol

SB 2017 Conference Committee  
April 26, 2011 (1)  
Job # 16894

Conference Committee

Committee Clerk Signature



## Explanation or reason for introduction of bill/resolution:

This is a conference committee hearing on SB 2017 – the ND Game and Fish budget.

## Minutes:

You may make reference to "attached testimony."

Conferees:

**Senators Christmann, Wanzek, O'Connell**  
**Representatives Brandenburg, Thoreson, Kroeber**

**Brady Larson** - Legislative Council; **Joe Morrissette** – OMB.

**Senator Christmann:** Please note all committee members are present.

**Senator Wanzek** handed out amendment 11.8144.02009. I think I tried to describe this one in concept yesterday and thought we'd put it in written form and run it up the flag pole again. It expands the grants for hunting access programs by \$300,000. I think we all understand that we're all in agreement up to this point with the Grahams Island, the \$850,000 for hunting access and deer depredation and the wildlife services. The changes are an additional \$300,000 for hunting access – the plots program.

**Senator Wanzek moved amendment .11.8144.02009.**  
**Senator O'Connell seconded.**

**Senator Christmann:** It's like a big old mule deer buck – as good as it sounded when you explained it yesterday. Now you figured that being able to look at it right in front of us it will look even better and we can have this resolved.

**Senator Wanzek:** Yesterday, all we had was the story about the big one that got away. Now we got him in front of us and maybe we can bag him. I mean tag him.

**Senator Christmann:** Any other discussion?

**Rep. Brandenburg:** We see what we were trying to do yesterday and do have some differences on the land so the House would be against this .02009.

**A Roll Call vote was taken. Yea: 3 Nay: 3  
Motion fails.**

**Senator Wanzek** handed out 11.8144.02010. We didn't have it in written form, but what this attempt does, is again leaves everything the same up to the land acquisition and it does provide for \$100,000 of capital assets – an increase which would put it - the governor's budget is \$800,000 and this would be \$900,000 into the purchases. It would leave everything else as agreed upon in there.

**Rep. Brandenburg:** This is the amendment that was brought forth yesterday.

**Senator Christmann:** It was an attempt to meet half ways.

**Rep. Brandenburg:** To bring it up to \$900,000. For myself, I'm going to oppose this, but the rest of the committee, it's their choice.

**Senator Wanzek moved amendment 11.8144.02010.  
Senator O'Connell seconded.**

**A Roll Call vote was taken. Yea: 3 Nay: 3  
Motion fails.**

**Senator Christmann** adjourned the hearing.

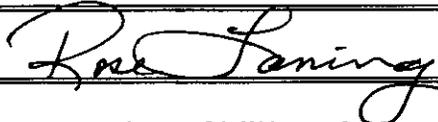
# 2011 SENATE STANDING COMMITTEE MINUTES

## Senate Appropriations Committee Harvest Room, State Capitol

SB 2017 conference committee  
April 26, 2011 (2)  
Job # 16897

Conference Committee

Committee Clerk Signature



### Explanation or reason for introduction of bill/resolution:

This is a conference committee hearing on SB 2017 – the Game and Fish Department.

### Minutes:

You may make reference to "attached testimony."

### Conferees:

**Senators Christmann, Wanzek, O'Connell**  
**Representatives Brandenburg, Thoreson, Kroeber**

**Brady Larson** - Legislative Council; **Joe Morrissette** – OMB.

**Senator Christmann:** Please note all committee members are present. I'll ask the House whether you have reconsidered or looked more preferably on either of the compromises that the Senate made in the noon session. We only need one vote.

**Rep. Brandenburg:** We're pretty strong where we're at.

**Senator Christmann:** **Rep. Thoreson**, do you agree with that? (Answer – Yes)

**Senator Christmann:** Either of those compromise motions would fail?

**Rep. Brandenburg:** Yes. The House lowered from \$1.5M to \$1M. That was the House's position and that would be amendment .02004. We feel it's a good amendment.

**Senator Christmann:** We have come up \$600,000 on plots.

**Rep. Brandenburg:** There is just so much that has happened. I know that we both made movements, but it's the House's position that we feel real strong that the \$1M in the capital purchases would be right, and the \$400,000 for Graham's Island, the \$600,000 for plots and \$250,000 for fences and \$868,000 for wildlife services for coyotes and beavers. We feel it's a real good package. That's where we're at.

**Senator O'Connell:** Basically what I'm hearing is that you're willing to take all the Senate, but you're down to \$1M on land acquisition now rather than \$1.5M on land acquisition.

**Rep. Brandenburg:** That's what we did in amendment .02004. We were at \$1.5M and we moved down to \$1M for the capital purchases and the rest is the same.

**Senator Wanzek:** It's in my nature to be a solution seeker. I actually have another amendment, but I've been presented with another idea and I don't have it written, but I think I'd like to try it. It would be the amendment you have presented. In addition to that, the policy would be the same as it is when there is a non-profit land acquisition. There's a process where the purchase of that property goes through. The amendment, for a lack of a better way of defining it, would require the purchase of land go through the same process as a non-profit land acquisition policy that we have in statute.

**Senator Christmann:** Are you suggesting that it would go through the budget section, but in order to get to the budget section it would need to go through the non-profit land acquisition advisory committee?

**Senator Wanzek:** Right. This involves the local county commissioners and also involves the governor. I understand the governor is already involved in the process. I keep hearing from a number of senators concerned about purchasing more land or the state government owning more land. This was presented to me. I kind of felt the land access program leverages and naturally allows for access on more acres. I can see the House is pretty adamant in this and I guess I'm willing to give this a try. **Give them the \$1M for land purchases, but add this provision into the language of the bill. And I would move that.**

**Senator O'Connell:** In the art of compromise, I still don't like the \$1M. If I had my way, we'd be here until next Easter holding out on there. In my district I have two refuges. It's not popular to give anybody any more land, especially when they haven't asked for it. **I will second the motion.**

**Senator Christmann:** Without the amendments being printed, I just want to be clear. I don't know if this is exact terminology, but I'm familiar with the group you're referring to and it's something on the order of the non-profit land acquisition advisory committee. I think it's understandable what we're talking about – that it would require them to approve the request before it comes to the budget section. Does that sound like what you're moving?

**Senator Wanzek:** There is a process in place and I don't understand it completely. I have a vague understanding of it. It requires that the local commissioners be included in the decision so local people have a say and they make a recommendation to the governor. The governor then makes a recommendation and it would follow that process.

**Senator O'Connell:** Would it be out of order to ask the commissioner to explain how they do it? What's the process? Who signs off first? I just don't remember the details.

**Senator Christmann:** I don't know if it's in order, but we'll do it.

**Terry Steinwand:** We are not required to go through county commissioners, but we attempt to and most of time we do talk with county commissioners just to let them know what we're doing. It is not required. What we are required to do is to get the approval of the governor

and then we go to the budget section. We are not required to go through the emergency commission since its not additional appropriations.

**Senator O'Connell:** **Senator Wanzek**, you would add that the county commissioners would have to approve it first before it went to the governor. Could you please elaborate a little bit more for me.

**Senator Wanzek:** As I understand the current law that would be the requirement that they would go through the same process which would require them to make a presentation to the local commissioners and they would make a recommendation to the governor.

**Senator Christmann:** It's more than the local commissioners, that group is comprised of some ag groups and some sportsmen groups. We're talking about a committee.

**Senator Wanzek:** It goes through the county commission, maybe then a recommendation to that group and then the governor. You're right, there's three steps.

**Rep. Kroeber:** I guess I'd like to know the exact difference between the non-profit steps and the game and fish steps. The way the commissioner explained it was that it would normally go to the county commission. However, it's not required. Then it goes to the governor, then it goes to the budget section? On the non-profit, what is the exact one that we're going to use now? What are the exact steps that they go through?

**Senator Christmann:** It's probably not an issue of the non-profit's exact steps are, but this motion would add the step that the non-profit advisory committee would have to approve the purchase before it is allowed.

**Rep. Kroeber:** Who is on this advisory commission?

**Brady Larson:** I will read a section of statute that may apply in this situation. It states "A non-profit organization that desires to purchase farm land or ranch land for the purposes of conserving natural areas shall first submit an acquisition plan to the agriculture commissioner who shall convene an advisory committee consisting of the director of the parks and recreation department, the agriculture commissioner, the state forester, the director of the game and fish, the president of the ND Farmers Union, the president of the ND Farm Bureau, the president of the Stockman's Association and the chairman of the county commission of any county affected by the acquisition or their designees."

The statute later goes on to provide that, "the advisory committee shall hold a public hearing with the board of county commissioners concerning the proposed acquisition plan and shall make recommendations to the governor within 45 days after receiving the proposed acquisition plan and the governor shall disapprove or approve any proposed acquisition plan or any part thereof within 30 days after receipt of the recommendations. "

**Rep. Kroeber:** You have eight people apparently that are on this committee. They vote and if... do they vote? It says you present it to them, then does this commission vote? And if they vote and take and say no, then it does not go to the governor?

**Senator Christmann:** I believe it goes to the governor and the governor makes a decision, but it's an advisory...

**Rep Kroeber:** It's an advisory only.... the governor makes the decision on it.

**Senator Christmann:** But **Senator Wanzek's** recommendation required their approval.

**Rep. Kroeber:** If it requires their approval, that's much different than the acquisition policy is right now under game and fish. I know of a number of county commissions that basically have a blanket policy, regardless of what it is, they are not going to support any acquisition. Now that's just a blanket policy. It has nothing to do with where its at or what it's used for, so I would think it would be extremely difficult or in this case, it would be impossible to get the county commissioner's approval just because of their blanket policy.

**Senator Christmann:** I don't think it takes a unanimous vote.

**Rep. Kroeber:** I think the farm organizations have the same thing, a blanket policy against acquisition. Again, not looking at the parcel, not looking at what it does, or where it's at, or anything like that, it's a blanket policy. This would be an extremely process to take and go through to be able to take and purchase land. I haven't heard of this before, so this is all new to me.

**Senator Christmann:** If the county commission has had enough troubles and has made a blanket policy against land acquisition maybe we ought to respect them. They are elected too.

**Rep. Brandenburg:** Looking at this group, I can see this isn't going to work. The House is not going to support this.

**Senator Wanzek:** I don't mean to correct, but it was my understanding that they would go through the same process which would be advisory, but I didn't mean for it to be approval.

**Senator Christmann:** It's your motion.

**Senator Wanzek:** I felt that if they went through the same process, it gives that opportunity for input and I think it weighs heavily when the local folks are sending a message. It was my intent for the motion to be the exact same way that non-profits are handled. I'm not sure, did we say that non-profits go to the budget section too?

**Senator Christmann:** I would hope that these still would because this is something the state...

**Senator Wanzek:** I intended for it to be initially the same steps that a non-profit has to go through which is more scrutiny. It gives the opportunity for local input and local influence on that decision. I apologize, but that was my intent.

**Senator Christmann:** The apology should probably be coming from me. I guess that's a good thing about rephrasing things when they're not in writing to make sure we get them right.

I probably misunderstood what you said too. I stand corrected, it is not requiring their approval, it's requiring their input.

**Senator Wanzek:** They can make a recommendation to the governor. The governor can over-rule them, but there is that political influence of local people having some input into the governor. That's what I intended, not necessarily to change that process in any way, but to implement the same process to allow local people to have their input.

**Senator Christmann:** I stand corrected. I hope that changes the discussion we were having from when I misunderstood and thought it was approval.

**Senator O'Connell:** That changes my second because I took it the other way and there would have to be approval from this commission.

**Senator Christmann:** Since we've come this far, could we just make the point that your second is for purposes of discussion?

**Rep. Brandenburg:** I dug into the approval process of land acquisitions. When they go and look at the lands, they really do have a program in place that they try to do the best that they can. They go to the governor for approval and it comes before us in the budget section for us to give final approval so there are checks and balances in place. I just don't think we need to have more checks and balances when we have these in place right now. Had we had no checks and balances in place, this discussion might be ok, but we do have the governor and the governor gets influenced by many of those groups. I think what we have in place right now works.

**Senator Christmann:** I would think that if you're in a county 250 miles or so away, you'd appreciate the opportunity to have something put on these things before the state just decides to make purchases. The governor, as Senator Wanzek has clarified, still has the final say whether to put it forth to the budget section. We all know the budget section is a rubber stamp on these.

**Senator Wanzek:** I'm to that point where on land acquisition, I hear everything from "hell no" to "they should be able to purchase whatever they want". This is an effort to try and get off dead center here and compromise in a way that allows for some of the local influence. There seems to be people on both sides that don't like it which sometimes seems like that's the point we have to get to to get things settled. Nobody is really content and nobody is 100% happy with it. I'm concerned that a large number of senators don't want to see anymore land acquisition. It's been eye-opening to me. I didn't think it would be that much of an objection but it is. This at least allows for intervention by the local people who will be seeing this land transfer and changing hands. I thought it might be a way to reach out for a compromise. If it doesn't work, I'll just keep trying.

**Senator Christmann:** I take issue with characterizing the Senates' position as 'hell no' when the Senate's position is \$900,000 to buy land that we don't even know what land it is. And frankly, I can't imagine an agency in the state that could get the budget through here, that had \$900,000 for a building and not telling us what building is was going to be or where on the

campus, or in case they decide to build something. So to characterize the Senate's position as 'hell no' ....

**Senator Wanzek:** I'm sorry, I didn't mean to say that was the Senate's position, that was my brother's position when he called yesterday and asked "What are you doing?" And that was his position.

**Senator Christmann:** It is hazy language. Instead of coming to the chairman of your group, I would want to bring everyone back together and make sure that the language is what we thought it was. If we can approve this thing, but I'd hate to have Brady doing a lot of work putting this together.

**Rep. Brandenburg:** Let's just vote.

**A Roll Call vote was taken. Yea: 2 Nay: 4  
Motion fails.**

**Senator Christmann** adjourned the meeting.

# 2011 SENATE STANDING COMMITTEE MINUTES

Senate Appropriations Committee  
Harvest Room, State Capitol

SB 2017 conference committee  
April 26, 2011 (3<sup>rd</sup> hearing)  
Job # 16901

Conference Committee

Committee Clerk Signature



## Explanation or reason for introduction of bill/resolution:

This is a conference committee hearing on SB 2017 – the Game and Fish Department.

## Minutes:

See attached testimony - # 1.

## Conferees:

**Senators Christmann, Wanzek, O'Connell**  
**Representatives Brandenburg, Thoreson, Kroeber**

**Brady Larson** - Legislative Council; **Joe Morrissette** – OMB.

**Senator Christmann:** Please note all committee members are present. (Handed out non-profit information – see attached # 1)

We have brought 3 compromise proposals today:

1 – to split the difference on the additional \$200,000 for buying property to just split it and add \$100,000 instead of \$200,000.

2 – Replace the \$200,000 with \$300,000, but make it for plots, or that type of program.

3 – to do the additional \$200,000, but on these types of acquisitions, put in an advisory system similar to what non-profits go through. That amendment is not done and not in print, but the century code lays out how the process goes. It's pretty easy to fill in the change from non-profit to game and fish and see how this proposal would go. I think they are relatively clear. Are any of these three more favorable rather than just making motions and voting on things?

**Rep. Brandenburg:** All three proposals, we've voted on and we now see the language on what we've been talking about. There are 10 different groups involved in that. I would say that the House wouldn't agree with that. Looking at it in writing, if we voted again, we'd probably vote the same way again. That's where the House is at.

**Senator Christmann:** And that goes with splitting the difference and the additional money for plots as well?

\$868,000, we went up there – on the \$468,000 - we've made some adjustments too and that's where the House is at.

**Senator Christmann:** We certainly have made larger steps with \$850,000 on one line and \$300,000 on another line.

**Rep. Brandenburg:** I can't disagree with that, but I do think that the House has made so many changes with this whole budget and so many things dealing with wildlife issues. We really feel we are at a good place. That's the House position.

**Senator Christmann:** The House position is that wildlife just benefits when the government owns the land and the private sector is destructive, or.....

**Rep. Brandenburg:** The House position is a good position.

**Senator Christmann:** **Rep. Thoreson**, do you agree that all three of these are "no"s?

**Rep. Thoreson:** I have voted on these and would continue to hold my vote. I believe strongly in the private sector and I understand the concern. However, I also understand that there is a process and that most of this land is land that probably isn't going to be used for any kind of production, agriculture or otherwise. I'm comfortable with the fact that game and fish has done a very good job with this and if I thought otherwise, I certainly wouldn't vote this way, however I do.

**Senator Christmann:** There's no sense in holding votes just so the clerk can practice typing. We're adjourned.

# 2011 SENATE STANDING COMMITTEE MINUTES

Senate Appropriations Committee  
Harvest Room, State Capitol

SB 2017 conference committee  
April 27, 2011 (1<sup>st</sup> hearing)  
Job # 16913

Conference Committee

Committee Clerk Signature

*Rose Laning*

## Explanation or reason for introduction of bill/resolution:

This is a conference committee hearing on SB 2017 – the Game and Fish Department.

## Minutes:

*Amendment.*

## Conferees:

**Senators Christmann, Wanzek, O'Connell**  
**Representatives Brandenburg, Thoreson, Kroeber**

**Brady Larson** - Legislative Council; **Joe Morrissette** – OMB.

**Senator Christmann:** Please note all committee members are present. Reflecting back as a refresher, I think we're together on all the points. We're still in agreement on grahams island. The point of contention is the additional \$200,000 for land acquisitions. The Senate has offered three alternatives to bridge that gap; switching it from \$200,000 to \$300,000, but having it plots instead of acquisitions. Another alternative was to split the difference and the last alternative was allowing that additional acquisition money but with the provision that it would be similar to the non-profits where the governor would hear input from ag groups and the county commissioners before approving it.

**Rep. Brandenburg:** I have an amendment that I'd like to move – amendment 11.8144.02013. If I could have a second?

**Rep. Thoreson** seconded the motion.

**Rep. Brandenburg:** This amendment has a million dollars for capital assets. It has \$400,000 for Graham's Island. It has \$850,00 in it with \$600,000 going to plots and \$250,000 to fences. It's got \$868,800 for wildlife services. It's got \$3000 for capital purchases and the additional on this is a study. The study is in Section 5 – looking at it may take care of some of the concerns that everybody has with the capital purchases. This would study the land acquisitions during the interim. Everyone can take a look at that.

**Senator Christmann:** The change is that section 5 on the first page?

**Rep. Brandenburg:** Yes, the change is section 5 adding a study so we can look what is going on.

Quiet – all reading the amendment.

**Senator Christmann:** My initial reaction – I guess I'm just reminded of the last bill we did last night teaching kids to say no in the sex ed classes in schools. It seems to me we're doing the action and then we're going to study whether it's a good idea or not. Once we buy up the land, I don't know that it pays to study the idea anymore.

**A Roll Call vote was taken. Yea: 4 Nay: 2  
Motion fails.**

**Senator Christmann:** We have three lingering options laid out. Is there any willingness to move on them – whichever one you might choose?

**Rep. Brandenburg:** I'm not willing to.

**Rep. Thoreson:** I guess I'm still the same.

**Senator Christmann:** **Rep. Kroeber**, you always speak last, so there's no more point in asking?

**Rep. Kroeber:** That's right.

**Senator Christmann:** We're adjourned.

# 2011 SENATE STANDING COMMITTEE MINUTES

Senate Appropriations Committee  
Harvest Room, State Capitol

SB 2017 conference committee  
April 27, 2011 (2)  
Job # 16917

Conference Committee

Committee Clerk Signature



## Explanation or reason for introduction of bill/resolution:

This is a conference committee hearing on SB 2017 – the Game and Fish budget.

## Minutes:

You may make reference to "attached testimony."

Conferees:

**Senators Christmann, Wanzek, O'Connell**  
**Representatives Brandenburg, Thoreson, Kroeber**

**Brady Larson** - Legislative Council; **Joe Morrissette** – OMB

**Senator Christmann:** Please note all committee members are present. We are still at generally the same place that we were. We had three offers on the table to bridge the \$200,000 gap. The House made the one offer to keep the money the same, but to add a study.

**Rep Brandenburg:** That's where the House is at with .02013 –the same amendment we had before adding the study. I would move that amendment if I could have a second.

**Rep. Thoreson seconded.**

**Senator O'Connell:** In your amendment, how much for land acquisition?

**Rep. Brandenburg:** There's \$1M for land acquisition.

**Senator O'Connell:** I've been against the land acquisition from day one and I'm getting ready for a compromise. If it's \$900,000 I can vote for it; anything over that I won't vote for it.

**Senator Christmann:** So now we're just adding a little bit more of whatever the cost of the study amounts to being. We're going to do something and study the idea after we've done it.

**Vote on amendment 11.8144.02013.**

**A Roll Call vote was taken. Yea: 4 Nay: 2**

**Motion fails.**

**Senator Christmann:** Is there any willingness to compromise on the money?

**Senator O'Connell:** For the art of compromise, I would go down to \$900,000. But I will negotiate.

**Senator Christmann:** Is that with the provision that they go through the process like the non-profits have to or is it without that provision?

**Senator O'Connell:** I would prefer that the provision is for them to go through the non-profits, but I can be persuaded one way or the other.

**Senator O'Connell moved \$900,000 and with the non-profits.  
Senator Wanzek seconded.**

**Senator Christmann:** We never got that language really clarified, but I think it's generally clear how it would work. First I misunderstood it yesterday that the meaning of the motion at that time was that they would have a veto over it and it had to be approved. But then in further discussion, I realized that I had misunderstood the motion so now I'm doublechecking to make sure. You are talking about a provision whereby that committee would be giving a suggestion to the governor ...

**Senator O'Connell:** Not veto power.

**Rep. Brandenburg:** I would oppose the motion and as for the others, it's up to them.

**Senator Christmann:** Any discussion on the merits or negatives of the motion?

**Senator Wanzek:** Quite honestly, I'm not a big fan of the game and fish purchasing more land. I think I've expressed that. My concern is once it's purchased, it's pretty much gone for any young aspiring rancher or farmer who might want to expand their operation, however, I know there is some land that is maybe not as objectionable to them purchasing land that maybe doesn't serve much of an agricultural purpose. I'm getting to the point of trying to find some sort of a compromise and get through where we are at for the moment. Allowing some kind of local influence doesn't seem like an unreasonable way of approaching it. It doesn't disallow for land to be purchased by game and fish, but it does provide more input from local people who are impacted by those purchases. None of us are going to be really happy, but we're going to have to live with what we do.

**Senator Christmann:** I'm going to partially agree with what you said and partially disagree. We do need to find some kind of a resolution, and I'm going to vote for this, but more times than I care to think of in the last dozen and a half meetings that we've had, I've heard of references to this land that's not really so useful for agriculture. It is really on my nerves because I could go around town here and if I had the right and authority to go through people's houses, I could find countless numbers of houses with empty bedrooms that aren't really so useful for those homeowners. But I don't see the government in here saying 'well, we're going to use this room for putting up legislators' or use this space for storage. We still don't take it out of the free enterprise system. But with ag land, we seem to think that every little nook and cranny, just because someone feels that it's not particularly useful. By the power granted in me as

being the government, I'm determining that forevermore that is not agriculture land. That just bothers me that we have that. But I agree that we have to get off dead center, so I'm going to support this. Any other discussion on the motion?

**A Roll Call vote was taken. Yea: 3 Nay: 3  
Motion fails.**

**Senator Christmann:** I don't hear anyone making the motion, but if that motion were made without the non-profit style step, would the House be willing to do that?

**Rep. Brandenburg.** You're talking \$900,000? (Answer – correct) I would be opposed to that.

**Senator Christmann:** **Rep. Kroeber** or **Thoreson**, do you agree with that? (Answer – Yes)

**Senator Christmann:** We're adjourned.

# 2011 SENATE STANDING COMMITTEE MINUTES

Senate Appropriations Committee  
Harvest Room, State Capitol

SB 2017 conference committee  
April 27, 2011 (3<sup>rd</sup> hearing)  
Job # 16921

Conference Committee

Committee Clerk Signature

*Rose Daning*

## Explanation or reason for introduction of bill/resolution:

This is a conference committee hearing on SB 2017 – the Game and Fish Department.

## Minutes:

You may make reference to "attached testimony."

Conferees:

**Senators Christmann, Wanzek, O'Connell**  
**Representatives Brandenburg, Thoreson, Kroeber**

**Brady Larson** - Legislative Council; **Joe Morrissette** – OMB

**Senator Christmann:** Please note all committee members are present.

**Rep. Kroeber:** The last amendment we were working off .02013 – we would do one small change and that the capital asset line would be just under \$200,000 at \$199,999. I would move .02013 with that small correction.

**Rep. Thoreson seconded.**

**Senator Christmann:** Financially, we're adding \$199,999 in addition to the \$800,000 that the governor had in the executive budget and that the Senate had for taking land out of the private sector and we're adding \$300,000 to the Senate version for the road projects and we're adding \$850,000 - \$250,000 for deer depredation and \$600,000 for plots. Is that correct?

**Rep. Brandenburg:** I believe that's correct and then also we have the Wildlife services at \$868,000 and then the \$3000 cap for capital purchases on the river and then the study.

**Senator Christmann:** The study of what?

**Rep. Brandenburg:** It's a legislative management study of the game and fish department land acquisition and land management policies. It would be in interim study.

**Senator Christmann:** It's news to me that in the deal.

**Rep. Brandenburg:** Well, we can take it out. If you want it out, we can take it out.

**Senator Christmann:** I'm a no vote anyway, but you might want to ask some others what they want.

**Rep. Brandenburg:** There's no problem with the House to take the study out.

**Senator Christmann:** **Senators Wanzek or O'Connell,** is the study supposed to be in or out?

**Senator Wanzek:** At this point, it could come out, either way.

**Senator O'Connell:** I'd like to see the study in there, but I'll go along with the majority. It's almost like having prisoners doing a study on their own drug needs. The study is for content.

**Senator Christmann:** House members, are you ok with the study being out? (All three representatives answered Yes).

**Senator Christmann:** I'm going to repeat this back. We add the \$199,999 and the other things long term that we bought off on, but the study that's listed in the .02013 version is out. Is that clear to you, Becky and Rose?

**Becky J. Keller:** I would like to clarify this so I have it right for Brady. The amendment that we're basing this off of is .02013. On the 2nd page of that amendment, we have added funding for land purchases; we're dropping that by a dollar?

**Senator Christmann:** Correct.

**Becky J. Keller:** And that's the only change other than removing the study? (Answer correct.)

**Senator Wanzek:** I'm going to reluctantly support this. It's been somewhat frustrating. I'm not especially keen on giving game and fish or the state government more money to buy land. As a farmer and rancher, I've always taken the position opposed to removing land from the private sector. There's a soft spot for young farmers and ranchers looking for an opportunity to get into the business and a lot of times once that land has been sold to the state, it is gone. Very rarely, do we liquidate it back into the private sector. But it isn't just about me and what my will is. It's been a long process, a somewhat frustrating process and I'm to the point that I'm going to reluctantly support this in an effort to compromise and get this committee beyond this point. We've got to go home sooner or later, so I'm going to support it.

**Senator O'Connell:** I guess a guy should be more careful about what he says because I said I would never vote for anything a million or over and the House kind of threw it back. They're under a million dollars now and I don't like any acquisition at all, but I'll go along with it because they honored my wish.

**Senator Christmann:** The sad thing is that we can buy up all the land we want. We can raise a lot of deer, raise a lot of wildlife, and we can feed them all summer long so that they can do a tremendous job of reproducing and growing into young, middle aged and old adults. But then we stick it to the ranchers to feed them in the winter. What we're going to do here by buying up the land and competing with farmers and ranchers for the property, we're going to close a hell of a lot more gates than we're going to open with this.

**A Roll Call vote was taken. Yea: 5 Nay: 1**

**Senator Wanzek will carry the bill in the Senate.  
Rep. Brandenburg will carry the bill in the House.**

**Senator Christmann: We are adjourned.**







**PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2017**

That the House recede from its amendments as printed on pages 1219-1221 of the Senate Journal and pages 1394-1396 of the House Journal and that Engrossed Senate Bill No. 2017 be amended as follows:

Page 1, replace lines 13 through 15 with:

"Capital assets	3,965,000	418,170	4,383,170
Grants	6,544,000	1,174,500	7,718,500
Land habitat and deer	11,080,162	1,824,524	12,904,686"

Page 1, replace line 22 with:

"Total special funds	\$59,463,938	\$6,423,804	\$65,887,742"
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Page 2, after line 14, insert:

**"SECTION 4. MISSOURI RIVER ENFORCEMENT.** The Missouri River enforcement line item in section 1 of this Act includes the sum of \$200,000 for salaries and operating expenses of department employees coordinating or performing Missouri River law enforcement activities and for grants to local law enforcement agencies performing Missouri River law enforcement activities. The department may not use any of the funds for the purchase of equipment with a cost of \$3,000 or more."

Page 2, line 15, replace "\$100,000" with "\$400,000"

Page 2, line 17, after "road" insert ", funding of \$850,000 included in the land habitat and deer line item in section 1 of this Act relating to hunting access and deer depredation,"

ReNUMBER accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2017 - Game and Fish Department - Conference Committee Action**

	Executive Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$24,019,028	\$24,019,028		\$24,019,028	\$24,019,028	
Operating expenses	12,524,493	12,524,493		12,524,493	12,524,493	
Capital assets	4,183,170	4,183,170	200,000	4,383,170	4,883,170	(500,000)
Grants	7,718,500	7,418,500	300,000	7,718,500	7,718,500	
Land habitat and deer	12,054,686	12,054,686	850,000	12,904,686	12,904,686	
Noxious weed control	600,000	600,000		600,000	600,000	
Missouri River enforcement	200,000	200,000		200,000	200,000	
Grants, gifts, and donations	800,000	800,000		800,000	800,000	
Nongame wildlife conservation	120,000	120,000		120,000	120,000	
Lonetree Reservoir	1,749,065	1,749,065		1,749,065	1,749,065	
Wildlife Services	768,800	868,800		868,800	400,000	468,800
<b>Total all funds</b>	<b>\$64,737,742</b>	<b>\$64,537,742</b>	<b>\$1,350,000</b>	<b>\$65,887,742</b>	<b>\$65,918,942</b>	<b>(\$31,200)</b>
<b>Less estimated income</b>	<b>64,737,742</b>	<b>64,537,742</b>	<b>1,350,000</b>	<b>65,887,742</b>	<b>65,918,942</b>	<b>(31,200)</b>
<b>General fund</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
	157.00	157.00	0.00	157.00	157.00	0.00



**Department No. 720 - Game and Fish Department - Detail of Conference Committee Changes**

	Adds Funding for Land Purchases <sup>1</sup>	Restores Funding for Grahams Island State Park Road Project <sup>2</sup>	Increases Spending Authority for Hunting Access and Deer Depredation <sup>3</sup>	Total Conference Committee Changes
Salaries and wages				
Operating expenses				
Capital assets	200,000			200,000
Grants		300,000		300,000
Land habitat and deer			850,000	850,000
Noxious weed control				
Missouri River enforcement				
Grants, gifts, and donations				
Nongame wildlife conservation				
Lonetree Reservoir				
Wildlife Services				
<b>Total all funds</b>	<b>\$200,000</b>	<b>\$300,000</b>	<b>\$850,000</b>	<b>\$1,350,000</b>
Less estimated income	200,000	300,000	850,000	1,350,000
General fund	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00

<sup>1</sup> Funding for Game and Fish Department land purchases is increased by \$200,000 to provide total funding of \$1 million. The House increased funding for land purchases by \$700,000 to provide total funding of \$1.5 million.

<sup>2</sup> Funding of \$300,000 removed by the Senate for the Grahams Island State Park road project is restored to provide total grant funding of \$400,000 for the project. The funding was also restored by the House.

<sup>3</sup> The land habitat and deer depredation line item is increased due to anticipated additional federal funding for hunting access programs and greater than anticipated requests for deer depredation assistance. The funding is declared to be an emergency measure. The House also added this funding.

This amendment also adds a section to provide that funding for Missouri River law enforcement activities may be used for salaries and operating expenses for department employees coordinating or performing Missouri River law enforcement activities and for grants to local law enforcement agencies performing Missouri River law enforcement activities. The funding may not be used to purchase equipment with a cost of \$3,000 or more. The House also added this section.



PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2017

That the House recede from its amendments as printed on pages 1219-1221 of the Senate Journal and pages 1394-1396 of the House Journal and that Engrossed Senate Bill No. 2017 be amended as follows:

Page 1, replace lines 14 and 15 with:

"Grants	6,544,000	1,174,500	7,718,500
Land habitat and deer	11,080,162	2,024,524	13,104,686"

Page 1, replace line 22 with:

"Total special funds	\$59,463,938	\$6,423,804	\$65,887,742"
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Page 2, after line 14, insert:

**"SECTION 4. MISSOURI RIVER ENFORCEMENT.** The Missouri River enforcement line item in section 1 of this Act includes the sum of \$200,000 for salaries and operating expenses of department employees coordinating or performing Missouri River law enforcement activities and for grants to local law enforcement agencies performing Missouri River law enforcement activities. The department may not use any of the funds for the purchase of equipment with a cost of \$3,000 or more."

Page 2, line 15, replace "\$100,000" with "\$400,000"

Page 2, line 17, after "road" insert ", funding of \$850,000 included in the land habitat and deer line item in section 1 of this Act relating to hunting access and deer depredation,"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2017 - Game and Fish Department - Conference Committee Action**

	Executive Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$24,019,028	\$24,019,028		\$24,019,028	\$24,019,028	
Operating expenses	12,524,493	12,524,493		12,524,493	12,524,493	
Capital assets	4,183,170	4,183,170		4,183,170	4,883,170	(700,000)
Grants	7,718,500	7,418,500	300,000	7,718,500	7,718,500	
Land habitat and deer	12,054,686	12,054,686	1,050,000	13,104,686	12,904,686	200,000
Noxious weed control	600,000	600,000		600,000	600,000	
Missouri River enforcement	200,000	200,000		200,000	200,000	
Grants, gifts, and donations	800,000	800,000		800,000	800,000	
Nongame wildlife conservation	120,000	120,000		120,000	120,000	
Lonetree Reservoir	1,749,065	1,749,065		1,749,065	1,749,065	
Wildlife Services	768,800	868,800		868,800	400,000	468,800
Total all funds	\$64,737,742	\$64,537,742	\$1,350,000	\$65,887,742	\$65,918,942	(\$31,200)
Less estimated income	64,737,742	64,537,742	1,350,000	65,887,742	65,918,942	(31,200)
General fund	\$0	\$0	\$0	\$0	\$0	\$0
FTE	157.00	157.00	0.00	157.00	157.00	0.00

Department No. 720 - Game and Fish Department - Detail of Conference Committee Changes

	Restores Funding for Grahams Island State Park Road Project <sup>1</sup>	Increases Spending Authority for Hunting Access and Deer Depredation <sup>2</sup>	Adds Funding for Hunting Access Programs <sup>3</sup>	Total Conference Committee Changes
Salaries and wages				
Operating expenses				
Capital assets				
Grants	300,000			300,000
Land habitat and deer		850,000	200,000	1,050,000
Noxious weed control				
Missouri River enforcement				
Grants, gifts, and donations				
Nongame wildlife conservation				
Lonetree Reservoir				
Wildlife Services				
<b>Total all funds</b>	<b>\$300,000</b>	<b>\$850,000</b>	<b>\$200,000</b>	<b>\$1,350,000</b>
<b>Less estimated income</b>	<b>300,000</b>	<b>850,000</b>	<b>200,000</b>	<b>1,350,000</b>
General fund	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00

<sup>1</sup> Funding of \$300,000 removed by the Senate for the Grahams Island State Park road project is restored to provide total grant funding of \$400,000 for the project. The funding was also restored by the House.

<sup>2</sup> The land habitat and deer depredation line item is increased due to anticipated additional federal funding for hunting access programs and greater than anticipated requests for deer depredation assistance. The funding is declared to be an emergency measure. The House also added this funding.

<sup>3</sup> Funding is added for department programs that increase hunting access.

This amendment also adds a section to provide that funding for Missouri River law enforcement activities may be used for salaries and operating expenses for department employees coordinating or performing Missouri River law enforcement activities and for grants to local law enforcement agencies performing Missouri River law enforcement activities. The funding may not be used to purchase equipment with a cost of \$3,000 or more. The House also added this section.



PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2017

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Page 1, replace line 22 with:

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Page 2, after line 14, insert:

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Page 2, line 17, after "road" insert ", funding of \$850,000 included in the land habitat and deer line item in section 1 of this Act relating to hunting access and deer depredation,"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2017 - Game and Fish Department - Conference Committee Action

	Executive Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$24,019,028	\$24,019,028		\$24,019,028	\$24,019,028	
Operating expenses	12,524,493	12,524,493		12,524,493	12,524,493	
Capital assets	4,183,170	4,183,170	200,000	4,383,170	4,883,170	(500,000)
Grants	7,718,500	7,418,500	300,000	7,718,500	7,718,500	
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Noxious weed control	600,000	600,000		600,000	600,000	
Missouri River enforcement	200,000	200,000		200,000	200,000	
Grants, gifts, and donations	800,000	800,000		800,000	800,000	
Nongame wildlife conservation	120,000	120,000		120,000	120,000	
Lonetree Reservoir	1,749,065	1,749,065		1,749,065	1,749,065	
Wildlife Services	768,800	868,800		868,800	400,000	468,800
Total all funds	\$64,737,742	\$64,537,742	\$1,350,000	\$65,887,742	\$65,918,942	(\$31,200)
Less estimated income	64,737,742	64,537,742	1,350,000	65,887,742	65,918,942	(31,200)
General fund	\$0	\$0	\$0	\$0	\$0	\$0
	157.00	157.00	0.00	157.00	157.00	0.00



**Department No. 720 - Game and Fish Department - Detail of Conference Committee Changes**

	Adds Funding for Land Purchases <sup>1</sup>	Restores Funding for Grahams Island State Park Road Project <sup>2</sup>	Increases Spending Authority for Hunting Access and Deer Depredation <sup>3</sup>	Total Conference Committee Changes
Salaries and wages				
Operating expenses				
Capital assets	200,000			200,000
Grants		300,000		300,000
Land habitat and deer			850,000	850,000
Noxious weed control				
Missouri River enforcement				
Grants, gifts, and donations				
Nongame wildlife conservation				
Lonetree Reservoir				
Wildlife Services				
<b>Total all funds</b>	<b>\$200,000</b>	<b>\$300,000</b>	<b>\$850,000</b>	<b>\$1,350,000</b>
Less estimated income	<u>200,000</u>	<u>300,000</u>	<u>850,000</u>	<u>1,350,000</u>
<b>General fund</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>FTE</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>

<sup>1</sup> Funding for Game and Fish Department land purchases is increased by \$200,000 to provide total funding of \$1 million. The House increased funding for land purchases by \$700,000 to provide total funding of \$1.5 million.

<sup>2</sup> Funding of \$300,000 removed by the Senate for the Grahams Island State Park road project is restored to provide total grant funding of \$400,000 for the project. The funding was also restored by the House.

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This amendment also adds a section to provide that funding for Missouri River law enforcement activities may be used for salaries and operating expenses for department employees coordinating or performing Missouri River law enforcement activities and for grants to local law enforcement agencies performing Missouri River law enforcement activities. The funding may not be used to purchase equipment with a cost of \$3,000 or more. The House also added this section.



# 2011 SENATE CONFERENCE COMMITTEE ROLL CALL VOTES

Committee: Senate Appropriations

Bill/Resolution No. SB 2017 as (re) engrossed

Date: 4-25-11

Roll Call Vote #: 1

Amendment  
02004

- Action Taken**
- SENATE accede to House amendments
  - SENATE accede to House amendments and further amend
  - HOUSE recede from House amendments
  - HOUSE recede from House amendments and amend as follows

Senate/House Amendments on SJ/HJ page(s) ..

- Unable to agree, recommends that the committee be discharged and a new committee be appointed

((Re) Engrossed) \_\_\_\_\_ was placed on the Seventh order of business on the calendar

Motion Made by: Brandenburg Seconded by: Thoreson

Senators				Yes	No		Representatives				Yes	No
Senator Christmann	✓				✓		Rep. Brandenburg	✓			✓	
Senator Wanzek	✓				✓		Rep. Thoreson	✓			✓	
Senator O'Connell	✓				✓		Rep. Kroeber	✓			✓	

Vote Count: Yes 3 No 3 Absent \_\_\_\_\_

Senate Carrier \_\_\_\_\_ House Carrier \_\_\_\_\_

LC Number \_\_\_\_\_ of amendment

LC Number \_\_\_\_\_ of engrossment

Emergency clause added or deleted

Statement of purpose of amendment

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2017

That the House recede from its amendments as printed on pages 1219-1221 of the Senate Journal and pages 1394-1396 of the House Journal and that Engrossed Senate Bill No. 2017 be amended as follows:

Page 1, line 2, after "department" insert "; to amend and reenact section 20.1-02-05.1 of the North Dakota Century Code, relating to land acquisitions by the game and fish department"

Page 1, line 2, after "intent" insert "; to provide for retroactive application"

Page 1, replace lines 13 through 15 with:

"Capital assets	3,965,000	418,170	4,383,170
Grants	6,544,000	1,174,500	7,718,500
Land habitat and deer	11,080,162	1,824,524	12,904,686"

Page 1, replace line 22 with:

"Total special funds	\$59,463,938	\$6,423,804	\$65,887,742"
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Page 2, after line 14, insert:

**"SECTION 4. MISSOURI RIVER ENFORCEMENT.** The Missouri River enforcement line item in section 1 of this Act includes the sum of \$200,000 for salaries and operating expenses of department employees coordinating or performing Missouri River law enforcement activities and for grants to local law enforcement agencies performing Missouri River law enforcement activities. The department may not use any of the funds for the purchase of equipment with a cost of \$3,000 or more.

**SECTION 5. AMENDMENT.** Section 20.1-02-05.1 of the North Dakota Century Code is amended and reenacted as follows:

**20.1-02-05.1. Land acquisitions - Statewide land acquisition plan.**

The director shall establish a comprehensive statewide acquisition plan that must be approved by the budget section of the legislative management. Every land acquisition made by the department exceeding ten acres [04.05 hectares] or ten thousand dollars must be approved by the budget section. Every land acquisition made by the department must be offset by the disposition of land of equal or greater monetary value that is reasonably accessible for farming or ranching purposes. Prior to any land acquisition, the department shall have the land in question appraised by a certified appraiser. The department may not acquire any land for an amount that exceeds the appraised value except for parcels or tracts of land less than forty acres [16.19 hectares] which may be acquired for up to two hundred percent of the appraised value.

**SECTION 6. RETROACTIVE APPLICATION.** Section 5 of this Act applies retroactively to land acquisitions made after June 30, 2009."

Page 2, line 15, replace "\$100,000" with "\$400,000"

Page 2, line 17, after "road" insert ", funding of \$850,000 included in the land habitat and deer line item in section 1 of this Act relating to hunting access and deer depredation,"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2017 - Game and Fish Department - Conference Committee Action**

	Executive Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$24,019,028	\$24,019,028		\$24,019,028	\$24,019,028	
Operating expenses	12,524,493	12,524,493		12,524,493	12,524,493	
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Noxious weed control	600,000	600,000		600,000	600,000	
Missouri River enforcement	200,000	200,000		200,000	200,000	
Grants, gifts, and donations	800,000	800,000		800,000	800,000	
Nongame wildlife conservation	120,000	120,000		120,000	120,000	
Lonetree Reservoir	1,749,065	1,749,065		1,749,065	1,749,065	
Wildlife Services	768,800	868,800		868,800	400,000	468,800
<b>Total all funds</b>	<b>\$64,737,742</b>	<b>\$64,537,742</b>	<b>\$1,350,000</b>	<b>\$65,887,742</b>	<b>\$65,918,942</b>	<b>(\$31,200)</b>
Less estimated income	64,737,742	64,537,742	1,350,000	65,887,742	65,918,942	(31,200)
General fund	\$0	\$0	\$0	\$0	\$0	\$0
FTE	157.00	157.00	0.00	157.00	157.00	0.00

**Department No. 720 - Game and Fish Department - Detail of Conference Committee Changes**

	Adds Funding for Land Purchases <sup>1</sup>	Restores Funding for Grahams Island State Park Road Project <sup>2</sup>	Increases Spending Authority for Hunting Access and Deer Depredation <sup>3</sup>	Total Conference Committee Changes
Salaries and wages				
Operating expenses				
Capital assets	200,000			200,000
Grants		300,000		300,000
Land habitat and deer			850,000	850,000
Noxious weed control				
Missouri River enforcement				
Grants, gifts, and donations				
Nongame wildlife conservation				
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Wildlife Services				
<b>Total all funds</b>	<b>\$200,000</b>	<b>\$300,000</b>	<b>\$850,000</b>	<b>\$1,350,000</b>
Less estimated income	200,000	300,000	850,000	1,350,000
General fund	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00

<sup>1</sup> Funding for Game and Fish Department land purchases is increased by \$200,000 to provide total funding of \$1 million. The House increased funding for land purchases by \$700,000 to provide total funding of \$1.5 million.

<sup>2</sup> Funding of \$300,000 removed by the Senate for the Grahams Island State Park road project is restored to provide total grant funding of \$400,000 for the project. The funding was also restored by the House.

<sup>3</sup> The land habitat and deer depredation line item is increased due to anticipated additional federal funding for hunting access programs and greater than anticipated requests for deer depredation assistance. The funding is declared to be an emergency measure. The House also added this funding.

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This amendment also:

- Adds a section to provide that funding for Missouri River law enforcement activities may be used for salaries and operating expenses for department employees coordinating or performing Missouri River law enforcement activities and for grants to local law enforcement agencies performing Missouri River law enforcement activities. The funding may not be used to purchase equipment with a cost of \$3,000 or more. The House also added this section.
- Adds a section to provide that land acquisitions made by the Game and Fish Department must be offset by a disposition of land with an equal value. The section is retroactively applied to land acquisitions made after June 30, 2009.







**PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2017**

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"Total special funds	\$59,463,938	\$6,523,804	\$65,987,742"
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Page 2, after line 14, insert:

**"SECTION 4. MISSOURI RIVER ENFORCEMENT.** The Missouri River enforcement line item in section 1 of this Act includes the sum of \$200,000 for salaries and operating expenses of department employees coordinating or performing Missouri River law enforcement activities and for grants to local law enforcement agencies performing Missouri River law enforcement activities. The department may not use any of the funds for the purchase of equipment with a cost of \$3,000 or more."

Page 2, line 15, replace "\$100,000" with "\$400,000"

Page 2, line 17, after "road" insert ", funding of \$850,000 included in the land habitat and deer line item in section 1 of this Act relating to hunting access and deer depredation,"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2017 - Game and Fish Department - Conference Committee Action**

	Executive Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$24,019,028	\$24,019,028		\$24,019,028	\$24,019,028	
Operating expenses	12,524,493	12,524,493		12,524,493	12,524,493	
Capital assets	4,183,170	4,183,170		4,183,170	4,883,170	(700,000)
Grants	7,718,500	7,418,500	300,000	7,718,500	7,718,500	
Land habitat and deer	12,054,686	12,054,686	1,150,000	13,204,686	12,904,686	300,000
Noxious weed control	600,000	600,000		600,000	600,000	
Missouri River enforcement	200,000	200,000		200,000	200,000	
Grants, gifts, and donations	800,000	800,000		800,000	800,000	
Nongame wildlife conservation	120,000	120,000		120,000	120,000	
Lonetree Reservoir	1,749,065	1,749,065		1,749,065	1,749,065	
Wildlife Services	768,800	868,800		868,800	400,000	468,800
<b>Total all funds</b>	<b>\$64,737,742</b>	<b>\$64,537,742</b>	<b>\$1,450,000</b>	<b>\$65,987,742</b>	<b>\$65,918,942</b>	<b>\$68,800</b>
Less estimated income	64,737,742	64,537,742	1,450,000	65,987,742	65,918,942	68,800
General fund	\$0	\$0	\$0	\$0	\$0	\$0
FTE	157.00	157.00	0.00	157.00	157.00	0.00

**Department No. 720 - Game and Fish Department - Detail of Conference Committee Changes**

	Restores Funding for Grahams Island State Park Road Project <sup>1</sup>	Increases Spending Authority for Hunting Access and Deer Depredation <sup>2</sup>	Adds Funding for Hunting Access Programs <sup>3</sup>	Total Conference Committee Changes
Salaries and wages				
Operating expenses				
Capital assets				
Grants	300,000			300,000
Land habitat and deer		850,000	300,000	1,150,000
Noxious weed control				
Missouri River enforcement				
Grants, gifts, and donations				
Nongame wildlife conservation				
Lonetree Reservoir				
Wildlife Services				
Total all funds	\$300,000	\$850,000	\$300,000	\$1,450,000
Less estimated income	300,000	850,000	300,000	1,450,000
General fund	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00

<sup>1</sup> Funding of \$300,000 removed by the Senate for the Grahams Island State Park road project is restored to provide total grant funding of \$400,000 for the project. The funding was also restored by the House.

<sup>2</sup> The land habitat and deer depredation line item is increased due to anticipated additional federal funding for hunting access programs and greater than anticipated requests for deer depredation assistance. The funding is declared to be an emergency measure. The House also added this funding.

<sup>3</sup> Funding is added for department programs that increase hunting access.

This amendment also adds a section to provide that funding for Missouri River law enforcement activities may be used for salaries and operating expenses for department employees coordinating or performing Missouri River law enforcement activities and for grants to local law enforcement agencies performing Missouri River law enforcement activities. The funding may not be used to purchase equipment with a cost of \$3,000 or more. The House also added this section.



PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2017

That the House recede from its amendments as printed on pages 1219-1221 of the Senate Journal and pages 1394-1396 of the House Journal and that Engrossed Senate Bill No. 2017 be amended as follows:

Page 1, replace lines 13 through 15 with:

"Capital assets	3,965,000	318,170	4,283,170
Grants	6,544,000	1,174,500	7,718,500
Land habitat and deer	11,080,162	1,824,524	12,904,686"

Page 1, replace line 22 with:

"Total special funds	\$59,463,938	\$6,323,804	\$65,787,742"
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Page 2, after line 14, insert:

**"SECTION 4. MISSOURI RIVER ENFORCEMENT.** The Missouri River enforcement line item in section 1 of this Act includes the sum of \$200,000 for salaries and operating expenses of department employees coordinating or performing Missouri River law enforcement activities and for grants to local law enforcement agencies performing Missouri River law enforcement activities. The department may not use any of the funds for the purchase of equipment with a cost of \$3,000 or more."

Page 2, line 15, replace "\$100,000" with "\$400,000"

Page 2, line 17, after "road" insert ", funding of \$850,000 included in the land habitat and deer line item in section 1 of this Act relating to hunting access and deer depredation,"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2017 - Game and Fish Department - Conference Committee Action**

	Executive Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$24,019,028	\$24,019,028		\$24,019,028	\$24,019,028	
Operating expenses	12,524,493	12,524,493		12,524,493	12,524,493	
Capital assets	4,183,170	4,183,170	100,000	4,283,170	4,883,170	(600,000)
Grants	7,718,500	7,418,500	300,000	7,718,500	7,718,500	
Land habitat and deer	12,054,686	12,054,686	850,000	12,904,686	12,904,686	
Noxious weed control	600,000	600,000		600,000	600,000	
Missouri River enforcement	200,000	200,000		200,000	200,000	
Grants, gifts, and donations	800,000	800,000		800,000	800,000	
Nongame wildlife conservation	120,000	120,000		120,000	120,000	
Lonetree Reservoir	1,749,065	1,749,065		1,749,065	1,749,065	
Wildlife Services	768,800	868,800		868,800	400,000	468,800
<b>Total all funds</b>	<b>\$64,737,742</b>	<b>\$64,537,742</b>	<b>\$1,250,000</b>	<b>\$65,787,742</b>	<b>\$65,918,942</b>	<b>(\$131,200)</b>
<b>Less estimated income</b>	<b>64,737,742</b>	<b>64,537,742</b>	<b>1,250,000</b>	<b>65,787,742</b>	<b>65,918,942</b>	<b>(131,200)</b>
General fund	\$0	\$0	\$0	\$0	\$0	\$0
	157.00	157.00	0.00	157.00	157.00	0.00



**Department No. 720 - Game and Fish Department - Detail of Conference Committee Changes**

	Adds Funding for Land Purchases <sup>1</sup>	Restores Funding for Grahams Island State Park Road Project <sup>2</sup>	Increases Spending Authority for Hunting Access and Deer Depredation <sup>3</sup>	Total Conference Committee Changes
Salaries and wages				
Operating expenses				
Capital assets	100,000			100,000
Grants		300,000		300,000
Land habitat and deer			850,000	850,000
Noxious weed control				
Missouri River enforcement				
Grants, gifts, and donations				
Nongame wildlife conservation				
Lonetree Reservoir				
Wildlife Services				
<b>Total all funds</b>	<b>\$100,000</b>	<b>\$300,000</b>	<b>\$850,000</b>	<b>\$1,250,000</b>
<b>Less estimated income</b>	<b>100,000</b>	<b>300,000</b>	<b>850,000</b>	<b>1,250,000</b>
<b>General fund</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>FTE</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>

<sup>1</sup> Funding for Game and Fish Department land purchases is increased by \$100,000 to provide total funding of \$900,000. The House increased funding for land purchases by \$700,000 to provide total funding of \$1.5 million.

<sup>2</sup> Funding of \$300,000 removed by the Senate for the Grahams Island State Park road project is restored to provide total grant funding of \$400,000 for the project. The funding was also restored by the House.

<sup>3</sup> The land habitat and deer depredation line item is increased due to anticipated additional federal funding for hunting access programs and greater than anticipated requests for deer depredation assistance. The funding is declared to be an emergency measure. The House also added this funding.

This amendment also adds a section to provide that funding for Missouri River law enforcement activities may be used for salaries and operating expenses for department employees coordinating or performing Missouri River law enforcement activities and for grants to local law enforcement agencies performing Missouri River law enforcement activities. The funding may not be used to purchase equipment with a cost of \$3,000 or more. The House also added this section.

# 2011 SENATE CONFERENCE COMMITTEE ROLL CALL VOTES

Committee: Senate Appropriations

Bill/Resolution No. SB 2017 as (re) engrossed

Date: \_\_\_\_\_

Roll Call Vote #: 2

11.8144.02010

- Action Taken**
- SENATE accede to House amendments
  - SENATE accede to House amendments and further amend
  - HOUSE recede from House amendments
  - HOUSE recede from House amendments and amend as follows

Senate/House Amendments on SJ/HJ page(s) \_\_\_\_\_

- Unable to agree, recommends that the committee be discharged and a new committee be appointed

((Re) Engrossed) \_\_\_\_\_ was placed on the Seventh order of business on the calendar

Motion Made by: Wanzek Seconded by: O'Connell

Senators	Yes	No			Representatives	Yes	No
Senator Christmann		✓			Rep. Brandenburg		✓
Senator Wanzek	✓				Rep. Thoreson		✓
Senator O'Connell	✓				Rep. Kroeber	✓	

Vote Count: Yes 3 No 3 Absent \_\_\_\_\_

Senate Carrier \_\_\_\_\_ House Carrier \_\_\_\_\_

LC Number \_\_\_\_\_ of amendment

LC Number \_\_\_\_\_ of engrossment

Emergency clause added or deleted

Statement of purpose of amendment

# 2011 SENATE CONFERENCE COMMITTEE ROLL CALL VOTES

Committee: Senate Appropriations

Bill/Resolution No. SB 2017 as (re) engrossed

Date: 4-26-11

Roll Call Vote #: 1

*Sen. Wanzek's suggestion of non-profits*

- Action Taken**
- SENATE accede to House amendments
  - SENATE accede to House amendments and further amend
  - HOUSE recede from House amendments
  - HOUSE recede from House amendments and amend as follows

Senate/House Amendments on SJ/HJ page(s)                     --                    

- Unable to agree, recommends that the committee be discharged and a new committee be appointed

((Re) Engrossed) \_\_\_\_\_ was placed on the Seventh order of business on the calendar

Motion Made by: Wanzek Seconded by: O'Connell

Senators				Representatives				
	✓			Yes	No		Yes	No
Senator Christmann	✓			✓		Rep. Brandenburg	✓	
Senator Wanzek	✓			✓		Rep. Thoreson	✓	✓
Senator O'Connell	✓			✓		Rep. Kroeber	✓	✓

Vote Count: Yes 2 No 4 Absent \_\_\_\_\_

Senate Carrier \_\_\_\_\_ House Carrier \_\_\_\_\_

LC Number \_\_\_\_\_ of amendment

LC Number \_\_\_\_\_ of engrossment

Emergency clause added or deleted

Statement of purpose of amendment



April 26, 2011

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2017

That the House recede from its amendments as printed on pages 1219-1221 of the Senate Journal and pages 1394-1396 of the House Journal and that Engrossed Senate Bill No. 2017 be amended as follows:

Page 1, replace lines 13 through 15 with:

"Capital assets	3,965,000	418,170	4,383,170
Grants	6,544,000	1,174,500	7,718,500
Land habitat and deer	11,080,162	1,824,524	12,904,686"

Page 1, replace line 22 with:

"Total special funds	\$59,463,938	\$6,423,804	\$65,887,742"
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Page 2, after line 14, insert:

**"SECTION 4. MISSOURI RIVER ENFORCEMENT.** The Missouri River enforcement line item in section 1 of this Act includes the sum of \$200,000 for salaries and operating expenses of department employees coordinating or performing Missouri River law enforcement activities and for grants to local law enforcement agencies performing Missouri River law enforcement activities. The department may not use any of the funds for the purchase of equipment with a cost of \$3,000 or more.

**SECTION 5. LEGISLATIVE MANAGEMENT STUDY - GAME AND FISH DEPARTMENT LAND ACQUISITION AND LAND MANAGEMENT POLICIES.** During the 2011-12 interim, the legislative management shall consider studying the land acquisition and land management policies of the game and fish department. The study, if conducted, must include a review of the current game and fish department land acquisition and land management policies and the feasibility and desirability of implementing a policy to require any land purchase made by the department to be offset by the disposition of land with an equal value held by any state agency. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-third legislative assembly."

Page 2, line 15, replace "\$100,000" with "\$400,000"

Page 2, line 17, after "road" insert ", funding of \$850,000 included in the land habitat and deer line item in section 1 of this Act relating to hunting access and deer depredation,"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2017 - Game and Fish Department - Conference Committee Action**

	Executive Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$24,019,028	\$24,019,028		\$24,019,028	\$24,019,028	

Operating expenses	12,524,493	12,524,493		12,524,493	12,524,493	
Capital assets	4,183,170	4,183,170	200,000	4,383,170	4,883,170	(500,000)
Grants	7,718,500	7,418,500	300,000	7,718,500	7,718,500	
Land habitat and deer	12,054,686	12,054,686	850,000	12,904,686	12,904,686	
Noxious weed control	600,000	600,000		600,000	600,000	
Missouri River enforcement	200,000	200,000		200,000	200,000	
Grants, gifts, and donations	800,000	800,000		800,000	800,000	
Nongame wildlife conservation	120,000	120,000		120,000	120,000	
Lonetree Reservoir	1,749,065	1,749,065		1,749,065	1,749,065	
Wildlife Services	768,800	868,800		868,800	400,000	468,800
Total all funds	\$64,737,742	\$64,537,742	\$1,350,000	\$65,887,742	\$65,918,942	(\$31,200)
Less estimated income	64,737,742	64,537,742	1,350,000	65,887,742	65,918,942	(31,200)
General fund	\$0	\$0	\$0	\$0	\$0	\$0
FTE	157.00	157.00	0.00	157.00	157.00	0.00

**Department No. 720 - Game and Fish Department - Detail of Conference Committee Changes**

	Adds Funding for Land Purchases <sup>1</sup>	Restores Funding for Grahams Island State Park Road Project <sup>2</sup>	Increases Spending Authority for Hunting Access and Deer Depredation <sup>3</sup>	Total Conference Committee Changes
Salaries and wages				
Operating expenses				
Capital assets	200,000			200,000
Grants		300,000		300,000
Land habitat and deer			850,000	850,000
Noxious weed control				
Missouri River enforcement				
Grants, gifts, and donations				
Nongame wildlife conservation				
Lonetree Reservoir				
Wildlife Services				
Total all funds	\$200,000	\$300,000	\$850,000	\$1,350,000
Less estimated income	200,000	300,000	850,000	1,350,000
General fund	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00

<sup>1</sup> Funding for Game and Fish Department land purchases is increased by \$200,000 to provide total funding of \$1 million. The House increased funding for land purchases by \$700,000 to provide total funding of \$1.5 million.

<sup>2</sup> Funding of \$300,000 removed by the Senate for the Grahams Island State Park road project is restored to provide total grant funding of \$400,000 for the project. The funding was also restored by the House.

<sup>3</sup> The land habitat and deer depredation line item is increased due to anticipated additional federal funding for hunting access programs and greater than anticipated requests for deer depredation assistance. The funding is declared to be an emergency measure. The House also added this funding.

This amendment also:

- Adds a section to provide that funding for Missouri River law enforcement activities may be used for salaries and operating expenses for department employees coordinating or performing Missouri River law enforcement activities and for grants to local law enforcement agencies performing Missouri River law enforcement activities. The funding may not be used to purchase equipment with a cost of \$3,000 or more. The House also added this section.

- Adds a section to provide for a Legislative Management study of the land acquisition and land management policies relating to the Game and Fish Department.





# 2011 SENATE CONFERENCE COMMITTEE ROLL CALL VOTES

Committee: Senate Appropriations

Bill/Resolution No. SB 2017 as (re) engrossed

Date: 4-27-11

Roll Call Vote #: 2

*\$900,000  
non-profits*

- Action Taken**
- SENATE accede to House amendments
  - SENATE accede to House amendments and further amend
  - HOUSE recede from House amendments
  - HOUSE recede from House amendments and amend as follows

Senate/House Amendments on SJ/HJ page(s) ..

- Unable to agree, recommends that the committee be discharged and a new committee be appointed

((Re) Engrossed) \_\_\_\_\_ was placed on the Seventh order of business on the calendar

Motion Made by: O'Connell Seconded by: Wanzek

Senators				Yes	No	Representatives				Yes	No
Senator Christmann				✓		Rep. Brandenburg					✓
Senator Wanzek				✓		Rep. Thoreson					✓
Senator O'Connell				✓		Rep. Kroeber					✓

Vote Count: Yes 3 No 3 Absent \_\_\_\_\_

Senate Carrier \_\_\_\_\_ House Carrier \_\_\_\_\_

LC Number \_\_\_\_\_ of amendment

LC Number \_\_\_\_\_ of engrossment

Emergency clause added or deleted

Statement of purpose of amendment

**PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2017**

That the House recede from its amendments as printed on pages 1219-1221 of the Senate Journal and pages 1394-1396 of the House Journal and that Engrossed Senate Bill No. 2017 be amended as follows:

Page 1, replace lines 13 through 15 with:

"Capital assets	3,965,000	418,169	4,383,169
Grants	6,544,000	1,174,500	7,718,500
Land habitat and deer	11,080,162	1,824,524	12,904,686"

Page 1, replace line 22 with:

"Total special funds	\$59,463,938	\$6,423,803	\$65,887,741"
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Page 2, after line 14, insert:

**"SECTION 4. MISSOURI RIVER ENFORCEMENT.** The Missouri River enforcement line item in section 1 of this Act includes the sum of \$200,000 for salaries and operating expenses of department employees coordinating or performing Missouri River law enforcement activities and for grants to local law enforcement agencies performing Missouri River law enforcement activities. The department may not use any of the funds for the purchase of equipment with a cost of \$3,000 or more."

Page 2, line 15, replace "\$100,000" with "\$400,000"

Page 2, line 17, after "road" insert ", funding of \$850,000 included in the land habitat and deer line item in section 1 of this Act relating to hunting access and deer depredation,"

ReNUMBER accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2017 - Game and Fish Department - Conference Committee Action**

	Executive Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$24,019,028	\$24,019,028		\$24,019,028	\$24,019,028	
Operating expenses	12,524,493	12,524,493		12,524,493	12,524,493	
Capital assets	4,183,170	4,183,170	199,999	4,383,169	4,883,170	(500,001)
Grants	7,718,500	7,418,500	300,000	7,718,500	7,718,500	
Land habitat and deer	12,054,686	12,054,686	850,000	12,904,686	12,904,686	
Noxious weed control	600,000	600,000		600,000	600,000	
Missouri River enforcement	200,000	200,000		200,000	200,000	
Grants, gifts, and donations	800,000	800,000		800,000	800,000	
Nongame wildlife conservation	120,000	120,000		120,000	120,000	
Lonetree Reservoir	1,749,065	1,749,065		1,749,065	1,749,065	
Wildlife Services	768,800	868,800		868,800	400,000	468,800
<b>Total all funds</b>	<b>\$64,737,742</b>	<b>\$64,537,742</b>	<b>\$1,349,999</b>	<b>\$65,887,741</b>	<b>\$65,918,942</b>	<b>(\$31,201)</b>
<b>Less estimated income</b>	<b>64,737,742</b>	<b>64,537,742</b>	<b>1,349,999</b>	<b>65,887,741</b>	<b>65,918,942</b>	<b>(31,201)</b>
General fund	\$0	\$0	\$0	\$0	\$0	\$0
	157.00	157.00	0.00	157.00	157.00	0.00

**Department No. 720 - Game and Fish Department - Detail of Conference Committee Changes**

	Adds Funding for Land Purchases <sup>1</sup>	Restores Funding for Grahams Island State Park Road Project <sup>2</sup>	Increases Spending Authority for Hunting Access and Deer Depredation <sup>3</sup>	Total Conference Committee Changes
Salaries and wages				
Operating expenses				
Capital assets	199,999			199,999
Grants		300,000		300,000
Land habitat and deer			850,000	850,000
Noxious weed control				
Missouri River enforcement				
Grants, gifts, and donations				
Nongame wildlife conservation				
Lonetree Reservoir				
Wildlife Services				
Total all funds	\$199,999	\$300,000	\$850,000	\$1,349,999
Less estimated income	199,999	300,000	850,000	1,349,999
General fund	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00

<sup>1</sup> Funding for Game and Fish Department land purchases is increased by \$199,999 to provide total funding of \$999,999. The House increased funding for land purchases by \$700,000 to provide total funding of \$1.5 million.

<sup>2</sup> Funding of \$300,000 removed by the Senate for the Grahams Island State Park road project is restored to provide total grant funding of \$400,000 for the project. The funding was also restored by the House.

<sup>3</sup> The land habitat and deer depredation line item is increased due to anticipated additional federal funding for hunting access programs and greater than anticipated requests for deer depredation assistance. The funding is declared to be an emergency measure. The House also added this funding.

This amendment also:

- Adds a section to provide that funding for Missouri River law enforcement activities may be used for salaries and operating expenses for department employees coordinating or performing Missouri River law enforcement activities and for grants to local law enforcement agencies performing Missouri River law enforcement activities. The funding may not be used to purchase equipment with a cost of \$3,000 or more. The House also added this section.



**REPORT OF CONFERENCE COMMITTEE**

**SB 2017, as engrossed:** Your conference committee (Sens. Christmann, Wanzek, O'Connell and Reps. Brandenburg, Thoreson, Kroeber) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ pages 1219-1221, adopt amendments as follows, and place SB 2017 on the Seventh order:

That the House recede from its amendments as printed on pages 1219-1221 of the Senate Journal and pages 1394-1396 of the House Journal and that Engrossed Senate Bill No. 2017 be amended as follows:

Page 1, replace lines 13 through 15 with:

"Capital assets	3,965,000	418,169	4,383,169
Grants	6,544,000	1,174,500	7,718,500
Land habitat and deer	11,080,162	1,824,524	12,904,686"

Page 1, replace line 22 with:

"Total special funds	\$59,463,938	\$6,423,803	\$65,887,741"
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Page 2, after line 14, insert:

**"SECTION 4. MISSOURI RIVER ENFORCEMENT.** The Missouri River enforcement line item in section 1 of this Act includes the sum of \$200,000 for salaries and operating expenses of department employees coordinating or performing Missouri River law enforcement activities and for grants to local law enforcement agencies performing Missouri River law enforcement activities. The department may not use any of the funds for the purchase of equipment with a cost of \$3,000 or more."

Page 2, line 15, replace "\$100,000" with "\$400,000"

Page 2, line 17, after "road" insert ", funding of \$850,000 included in the land habitat and deer line item in section 1 of this Act relating to hunting access and deer depredation,"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2017 - Game and Fish Department - Conference Committee Action**

	Executive Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$24,019,028	\$24,019,028		\$24,019,028	\$24,019,028	
Operating expenses	12,524,493	12,524,493		12,524,493	12,524,493	
Capital assets	4,183,170	4,183,170	199,999	4,383,169	4,883,170	(500,001)
Grants	7,718,500	7,418,500	300,000	7,718,500	7,718,500	
Land habitat and deer	12,054,686	12,054,686	850,000	12,904,686	12,904,686	
Noxious weed control	600,000	600,000		600,000	600,000	
Missouri River enforcement	200,000	200,000		200,000	200,000	
Grants, gifts, and donations	800,000	800,000		800,000	800,000	
Nongame wildlife conservation	120,000	120,000		120,000	120,000	
Lonetree Reservoir	1,749,065	1,749,065		1,749,065	1,749,065	
Wildlife Services	768,800	868,800		868,800	400,000	468,800
Total all funds	\$64,737,742	\$64,537,742	\$1,349,999	\$65,887,741	\$65,918,942	(\$31,201)
Less estimated income	64,737,742	64,537,742	1,349,999	65,887,741	65,918,942	(31,201)
General fund	\$0	\$0	\$0	\$0	\$0	\$0
FTE	157.00	157.00	0.00	157.00	157.00	0.00

**Department No. 720 - Game and Fish Department - Detail of Conference Committee Changes**

	Adds Funding for Land Purchases <sup>1</sup>	Restores Funding for Grahams Island State Park Road Project <sup>2</sup>	Increases Spending Authority for Hunting Access and Deer Depredation <sup>3</sup>	Total Conference Committee Changes
Salaries and wages				
Operating expenses				
Capital assets	199,999			199,999
Grants		300,000		300,000
Land habitat and deer			850,000	850,000
Noxious weed control				
Missouri River enforcement				
Grants, gifts, and donations				
Nongame wildlife conservation				
Lonetree Reservoir				
Wildlife Services				
<b>Total all funds</b>	<b>\$199,999</b>	<b>\$300,000</b>	<b>\$850,000</b>	<b>\$1,349,999</b>
<b>Less estimated income</b>	<b>199,999</b>	<b>300,000</b>	<b>850,000</b>	<b>1,349,999</b>
<b>General fund</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>FTE</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>

<sup>1</sup> Funding for Game and Fish Department land purchases is increased by \$199,999 to provide total funding of \$999,999. The House increased funding for land purchases by \$700,000 to provide total funding of \$1.5 million.

<sup>2</sup> Funding of \$300,000 removed by the Senate for the Grahams Island State Park road project is restored to provide total grant funding of \$400,000 for the project. The funding was also restored by the House.

<sup>3</sup> The land habitat and deer depredation line item is increased due to anticipated additional federal funding for hunting access programs and greater than anticipated requests for deer depredation assistance. The funding is declared to be an emergency measure. The House also added this funding.

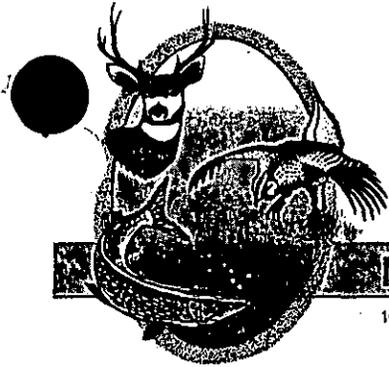
This amendment also:

- Adds a section to provide that funding for Missouri River law enforcement activities may be used for salaries and operating expenses for department employees coordinating or performing Missouri River law enforcement activities and for grants to local law enforcement agencies performing Missouri River law enforcement activities. The funding may not be used to purchase equipment with a cost of \$3,000 or more. The House also added this section.

Engrossed SB 2017 was placed on the Seventh order of business on the calendar.

2011 TESTIMONY

SB 2017



"VARIETY IN HUNTING AND FISHING"

**NORTH DAKOTA GAME AND FISH DEPARTMENT**

100 NORTH BISMARCK EXPRESSWAY BISMARCK, NORTH DAKOTA 58501-5095 PHONE 701-328-6300 FAX 701-328-6352

January 14, 2011

**2011-2013 Appropriation Request  
North Dakota Game and Fish Department**

The Game and Fish Department is a special fund agency using only hunting, fishing, and boat license revenue and federal funding. The total budget request is \$64,737,742. This is an increase of about \$4.2 million from the 2009-2011 appropriation. The Department's funds will support this appropriation request without any license fee increases. This request includes the following amounts:

Game and Fish Fund	\$60,187,314
Nongame Wildlife Fund	\$120,000
Private Land Habitat Fund	\$4,430,428

**Appropriation Total \$64,737,742**

**Fund Balances - Fund balance projections are as follows:**

	<u>6/30/11</u>	<u>6/30/13</u>
Game and Fish Fund	\$26,320,279	\$22,190,194
Private Land Habitat Fund	\$291,088	\$180,660
Non-Game Wildlife Fund	\$126,234	\$41,234

**Revenue**

**Federal revenue** is expected to be as follows:

Federal Aid in Wildlife Restoration Act	\$14,000,000
Federal Aid in Sport Fish Restoration Act	\$10,000,000
Recreational Boating Safety Program	\$1,219,658
State Wildlife Grants	\$1,300,000
Misc. Federal Grants	\$981,668
Bureau of Reclamation (Lonetree)	<u>\$1,748,000</u>
<b>Total Federal Revenue</b>	<b>\$29,249,326</b>

**State Revenue** by Fund:

Game and Fish Fund (Licenses + Misc.)	\$26,220,000
Private Land Habitat Fund	\$4,320,000
Nongame Wildlife Fund (Donations)	\$35,000
<b>Total State Revenue</b>	<b>\$30,575,000</b>
<b>Total All Revenue</b>	<b>\$59,824,326</b>

**REQUEST FOR RECOMMENDATION COMPARISON SUMMARY**

720 Game and Fish Department  
Biennium: 2011-2013

Bill#: SB2017

Description	Expenditures Prev Biennium 2007-2009	Present Budget 2009-2011	2011-2013 Requested		Requested Budget 2011-2013	2011-2013 Recommended		Executive Recommendation 2011-2013
			Incr(Decr)	% Chg		Incr(Decr)	% Chg	
<b>By Major Program</b>								
Administrative Services	10,541,232	12,922,804	(1,448,371)	(11.2%)	11,474,433	(1,530,690)	(11.8%)	11,392,114
Fisheries	7,681,803	9,556,794	1,678,883	17.6%	11,235,677	2,263,430	23.7%	11,820,224
Enforcement	6,242,800	7,812,642	309,667	4.0%	8,122,309	630,253	8.1%	8,442,895
Communications and Conservation	6,350,175	6,909,501	87,975	1.3%	6,997,476	276,775	4.0%	7,186,276
Wildlife	20,536,032	23,294,819	2,221,490	9.5%	25,516,309	2,601,414	11.2%	25,896,233
<b>Total Major Programs</b>	<b>51,352,042</b>	<b>60,496,560</b>	<b>2,849,644</b>	<b>4.7%</b>	<b>63,346,204</b>	<b>4,241,182</b>	<b>7.0%</b>	<b>64,737,742</b>
<b>By Line Item</b>								
Salaries and Wages	18,567,043	21,580,287	1,230,954	5.7%	22,811,241	2,438,741	11.3%	24,019,028
Operating Expenses	10,309,839	12,800,000	(275,507)	(2.2%)	12,524,493	(275,507)	(2.2%)	12,524,493
Capital Assets	2,819,152	3,965,000	518,170	13.1%	4,483,170	218,170	5.5%	4,183,170
Capital Construction Carryover	220,676	1,032,622	(1,032,622)	(100.0%)	0	(1,032,622)	(100.0%)	0
Grants-Game and Fish	5,660,136	6,544,000	774,500	11.8%	7,318,500	1,174,500	17.9%	7,718,500
Land Habitat & Deer Depredation	10,406,283	11,080,162	919,838	8.3%	12,000,000	974,524	8.8%	12,054,686
Noxious Weed Control	437,732	550,000	50,000	9.1%	600,000	50,000	9.1%	600,000
Recruitment and Retention	28,500	0	0	0.0%	0	0	0.0%	0
Missouri River Enforcement	0	0	200,000	100.0%	200,000	200,000	100.0%	200,000
Grant-Gift-Donation	178,905	400,000	400,000	100.0%	800,000	400,000	100.0%	800,000
Nongame Wildlife Conservation	10,499	120,000	0	0.0%	120,000	0	0.0%	120,000
Lonetree Reservoir	1,304,902	1,655,689	64,311	3.9%	1,720,000	93,376	5.6%	1,749,065
Wildlife Services	680,000	768,800	0	0.0%	768,800	0	0.0%	768,800
Ramp and Marina Improvements	728,375	0	0	0.0%	0	0	0.0%	0
<b>Total Line Items</b>	<b>51,352,042</b>	<b>60,496,560</b>	<b>2,849,644</b>	<b>4.7%</b>	<b>63,346,204</b>	<b>4,241,182</b>	<b>7.0%</b>	<b>64,737,742</b>
<b>By Funding Source</b>								
General Fund	0	0	0	0.0%	0	0	0.0%	0
Federal Funds	19,050,244	24,531,242	4,856,184	19.8%	29,387,426	5,305,987	21.6%	29,837,229
Special Funds	32,301,798	35,965,318	(2,006,540)	(5.6%)	33,958,778	(1,064,805)	(3.0%)	34,900,513
<b>Total Funding Source</b>	<b>51,352,042</b>	<b>60,496,560</b>	<b>2,849,644</b>	<b>4.7%</b>	<b>63,346,204</b>	<b>4,241,182</b>	<b>7.0%</b>	<b>64,737,742</b>
<b>Total FTE</b>	<b>155.00</b>	<b>157.00</b>	<b>0.00</b>	<b>0.0%</b>	<b>157.00</b>	<b>0.00</b>	<b>0.0%</b>	<b>157.00</b>

# Game and Fish Department

Agency 720

## Statutory Authority

North Dakota Century Code Title 20.1.

## Agency Description

The North Dakota Game and Fish Department manages publicly owned wildlife resources for the state of North Dakota. The Game and Fish Department consists of five major divisions, as follows:

- Administrative Services provides policy, planning, and support services and is responsible for all game and fish licensing.
- Fisheries manages the state's fisheries.
- Enforcement provides enforcement of the laws and regulations governing the use of the state's wildlife resources and recreational waters.
- Conservation and Communication informs the public of rules, regulations, and guidelines for safe, lawful hunting, fishing, trapping, and boating.
- Wildlife provides for the management of wildlife resources in the state.

## Major Accomplishments

1. Expanded the private land initiative (PLI) to include a conservation reserve program (CRP) cost share and hunting access program with 1.0 million acres.
2. Emphasized biological control of leafy spurge and other noxious weeds.
3. Continued the special spring snow goose hunting season and expanded Canada goose hunting opportunities.
4. Developed a state management plan for the black-tailed prairie dog.
5. Developed a department web site that includes a large variety of game and fish information, on-line game and fish license sales and lottery applications.
6. Provided hunter safety education to 6,000 youth in 200 communities.

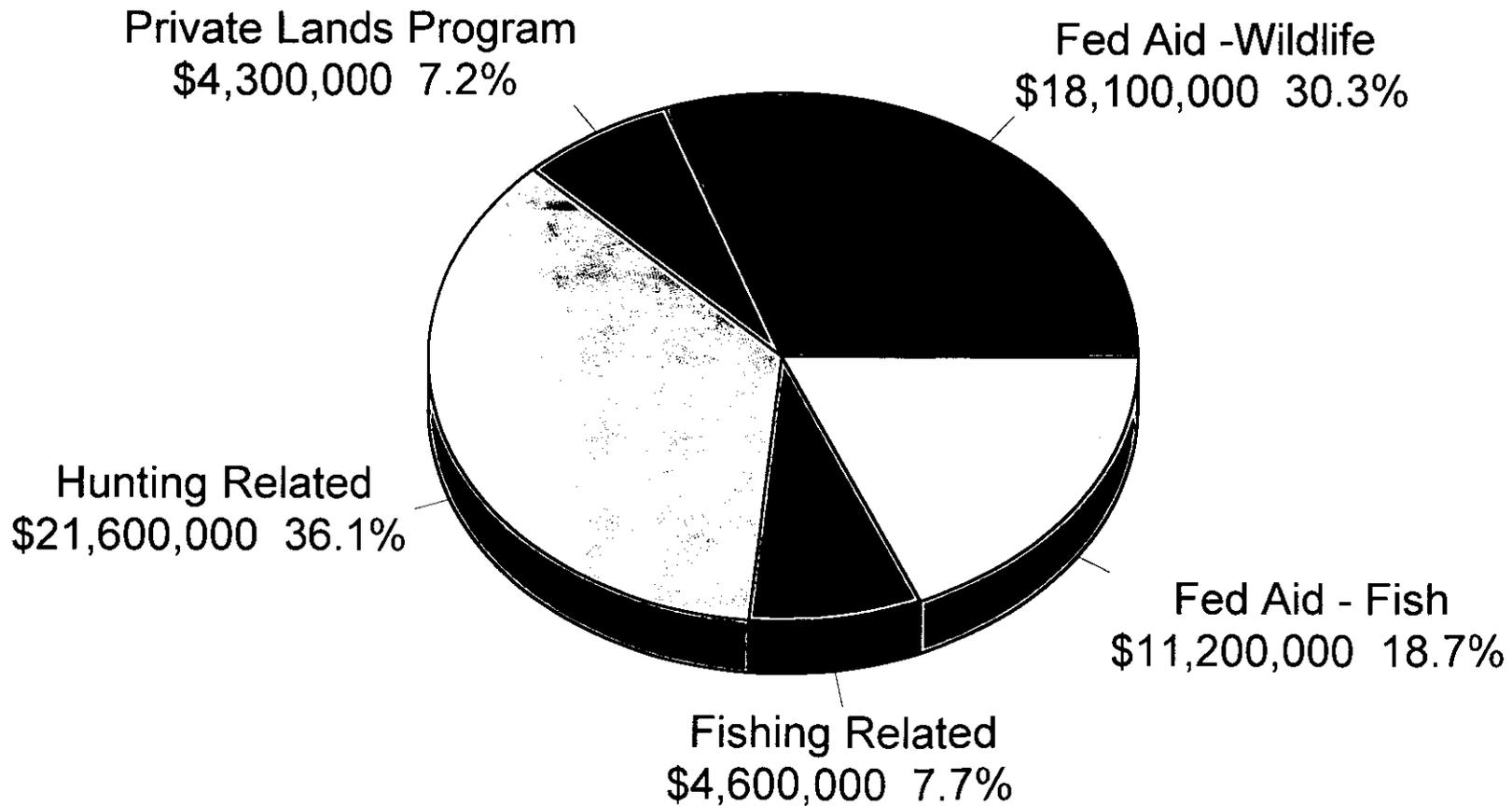
7. Expanded the department's shooting range grants program to fund larger shooting range projects throughout the state.
8. Increased the number of recreational fishing lakes in North Dakota to over 300 in the past ten years.
9. Instituted the Aquatic Habitat-Save Our Lakes Program to restore deteriorating aquatic habitat.
10. Improved boating access throughout the state.

## Executive Budget Recommendation

- Includes \$8.4 million, an increase of \$1.4 million, for landowner payments through the Private Lands Initiative, maintaining public hunting access to over 1.0 million acres.
- Includes \$520,000, an increase of \$80,000, for grants to support the continued operation and maintenance of the Garrison Dam Fish Hatchery.
- Includes \$175,000 to implement in-car video technology for game wardens.
- Provides \$1.0 million for in lieu of tax payments to political subdivisions for department owned lands.
- Continues grants of \$768,800 to support the federal Wildlife Services agency.
- Continues grants of \$122,000 to support boat ramp operation and maintenance in state parks.
- Continues grants of \$200,000 for Department of Agriculture, Board of Animal Health.
- Provides a one-time grant of \$400,000 to the Parks and Recreation Department for cost sharing in the \$14.4 million Grahams Island State Park access road project.

# 2011-13 Revenue Projection

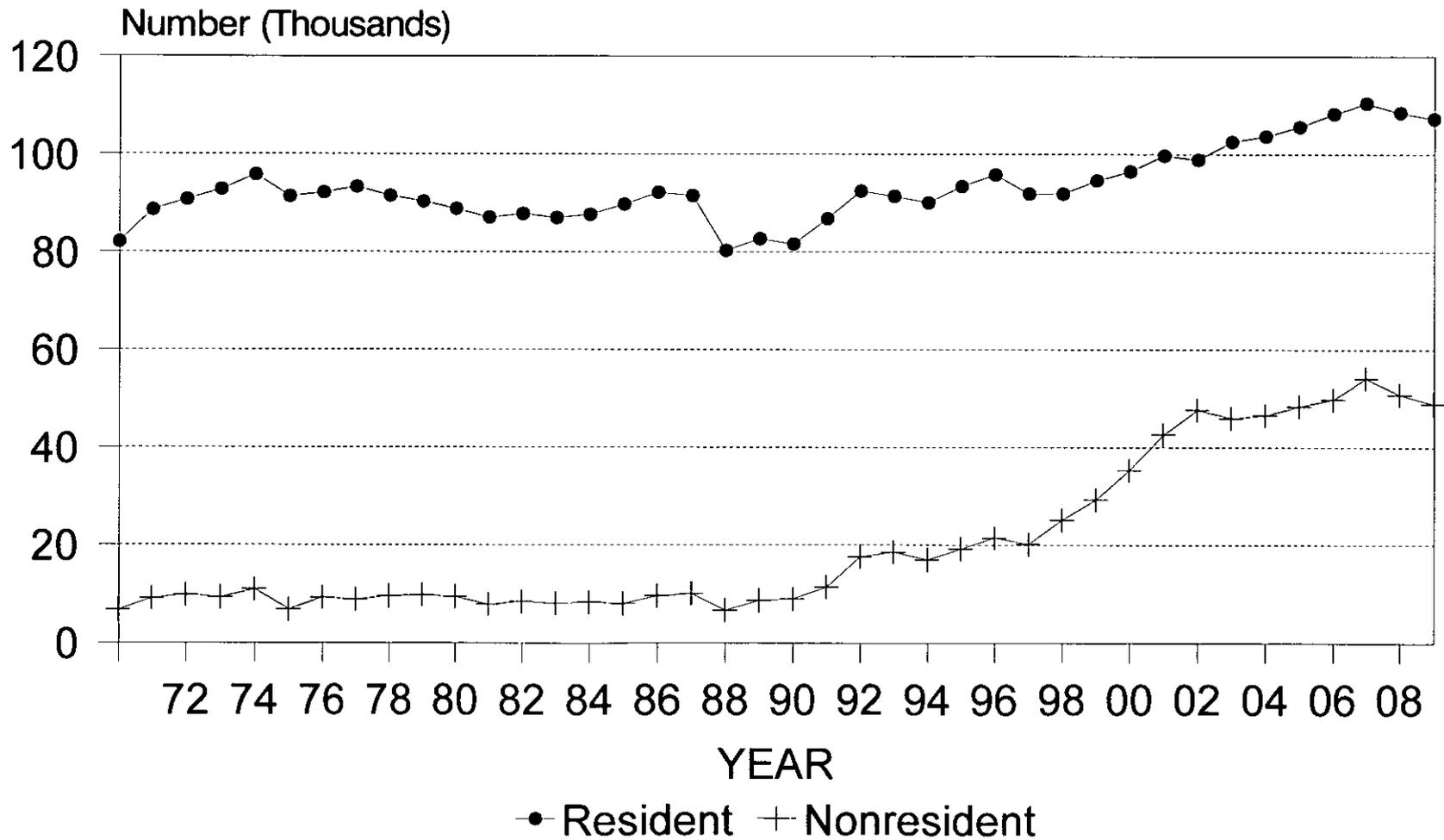
ND Game and Fish Department



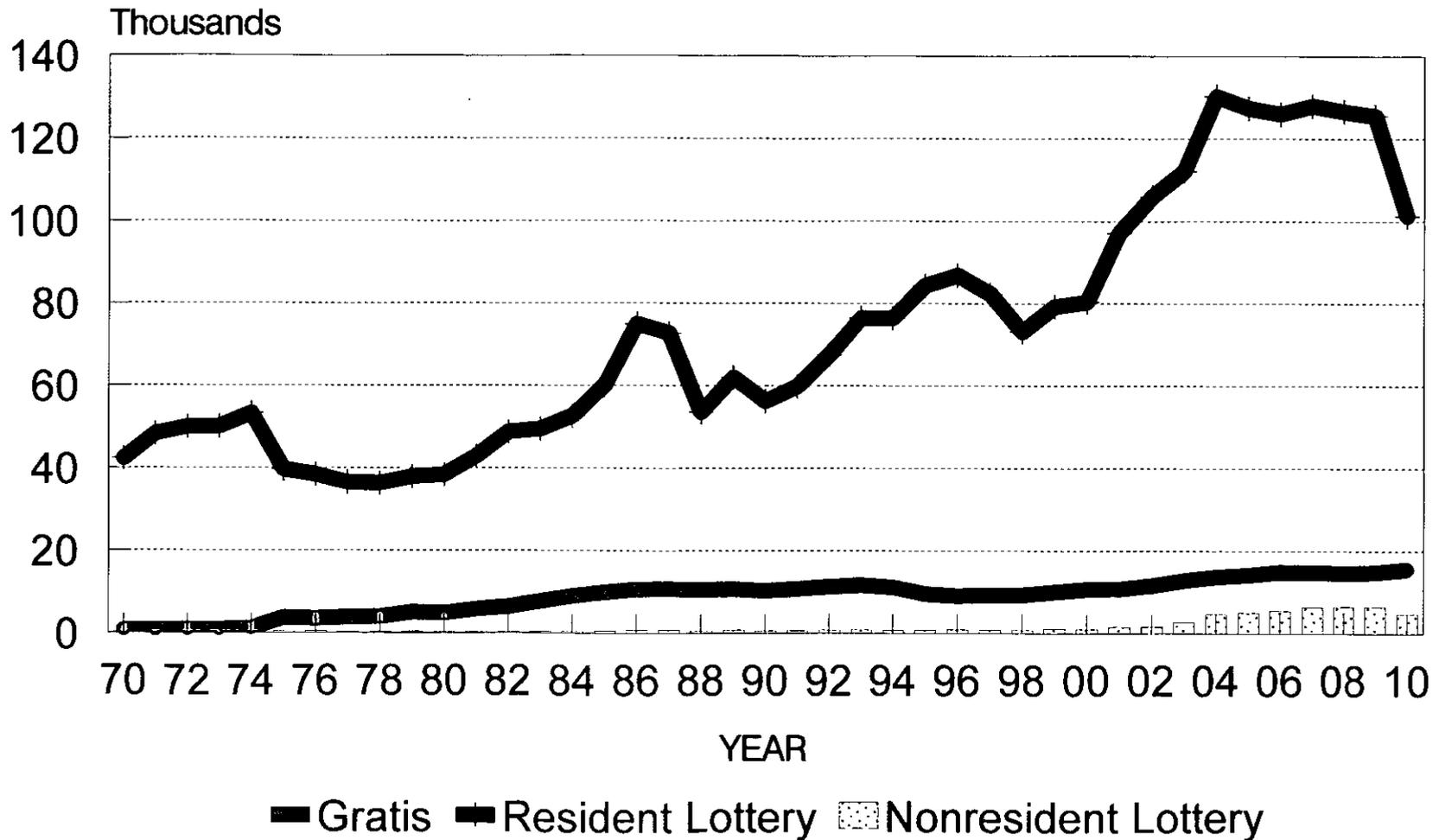
Total=\$59,800,000

# NORTH DAKOTA

## GENERAL GAME LICENSE SALES



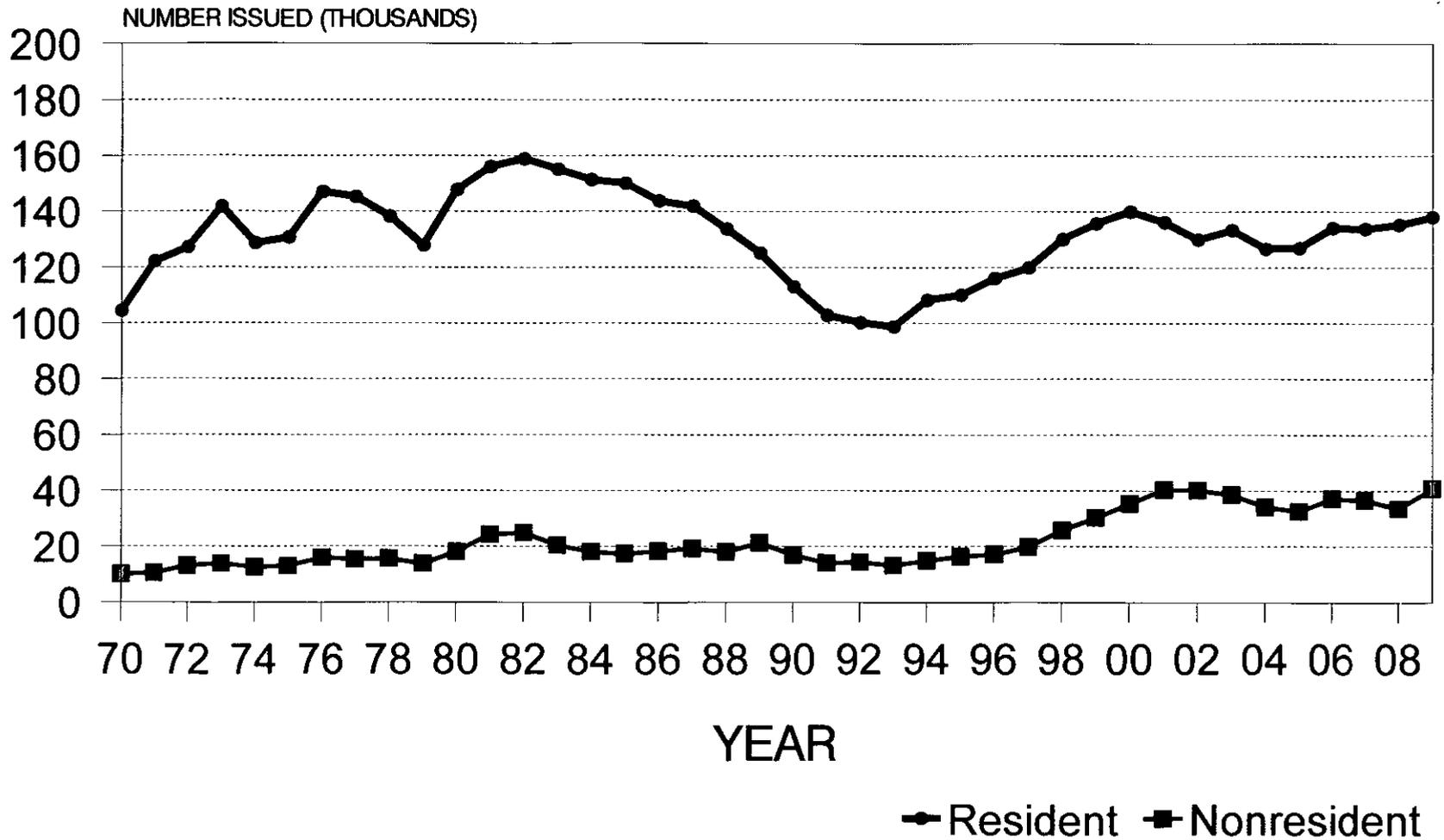
# DEER GUN LICENSES ISSUED



Reg. and youth gun seasons only Includes NR landowner as paid NR lic.

# FISHING LICENSE SALES

North Dakota Game and Fish Department



## Items of Special Interest

The Department's overall budget increased 7% from 2009-11 to the Governor's Executive Recommendation for 2011-13.

Brief details on the budgets for the Department's five divisions are presented below.

**1. Administrative Services Division Budget** - Costs in this Division include the following:

- Secretarial support for all Divisions
- Licensing section costs including lotteries
- Accounting costs
- Information Technology costs
- All Department utility, telephone, office rental, janitorial, office supply, insurance, postage, air craft costs, office machine rental, and other similar costs.
- Credit card transaction fees - \$400,000.
- Legal services from Attorney General's office
- Costs for the Game and Fish Advisory Board
- In Lieu of Tax payments for all Department lands - \$1,000,000
- North Dakota Risk Management fund - \$13,569
- Costs for the Director, Deputy Director, Administrative Services Division Chief, and Data Processing Coordinators.
- Capital Assets line - \$300,000 for extraordinary repairs to Department facilities statewide and \$200,000 for 2 new district office storage buildings.
- The Department Donation account - \$800,000
- Statewide Cost Allocation payment to OMB - \$250,000
- Cooperative Grants - \$245,000 for grants to local groups for game and fish related projects.

The Administrative Services Division budget is decreased by the Capital Construction Carryover line per OMB budget guidelines.

**2. Fisheries Division Budget** - This program includes fish production and distribution, fishery research and surveys, and fishing area and boating facility development and maintenance and a Save Our Lakes program. This division's budget request is a 23% increase from 2009-11. \$2,755,000 is budgeted for grants for boating access and development. These grants are used for cost sharing with local governments on fishing and boating facilities. Of that amount, there is \$1,250,000 for Devils Lake. Grants of \$372,000 are used for creel survey and other fisheries management work. In addition \$520,000 in grants is to pay the Department's share of costs for the Garrison Dam National Fish Hatchery. \$122,000 is included for boating ramp O&M to Parks and Recreation Department for state parks. Capital improvements are used for fishing and boating facilities on Department managed lands. High and low water conditions at Devils Lake and Lake Sakakawea have been major challenges for the boating access program. The Department receives 75% federal funding for most of the work in this

division. In some cases the 25% match comes from local partners such as park boards.

\$400,000 is budgeted for the Parks and Recreation Department for cost sharing in the Grahams Island State Park access road project.

### **SAVE OUR LAKES PROGRAM**

These projects included sediment dams, shoreline enhancements and building of earthen piers, establishment of buffer zones, building of rock weirs, building of wetlands, waste management systems, active hypolimnetic pumping systems, passive low water draw downs, fencing projects, alternate water sources (well), planting of trees and grasses in riparian areas; sediment removal, purchase of equipment for cooperating agencies, gravel spawning substrates, establishment of wave breaks and underwater boulder habitats.

\$482,000 is budgeted as grants for work on public lands. Much of the land where lakes and reservoirs are is publicly owned. \$400,000 is budgeted in the private lands line item. Dollars from the private lands line item can be spent only on private land. A significant portion of our watershed work will be on private land.

**3. Enforcement Division** - This budget supports a staff of thirty-seven law enforcement employees. This division's budget request is an 8% increase from 2009-11. The budget includes operating expenses mainly for State Fleet and travel costs. Game wardens are very dependent on vehicles to do their work. \$175,000 is included in capital assets to implement in-car technology for game wardens. Replacement boats, snowmobiles and all-terrain vehicles are also budgeted in capital assets.

\$200,000 is budgeted as a special line entitled, Missouri River Enforcement. The budget remains the same as the current biennium; however we felt the need to set it up as a special line since expenditures are spent among various lines. Expenditures include salaries, operating, and equipment related to enforcement activities on and along the Missouri River in the Burleigh and Morton county area. Grants are also given to local law enforcement agencies to help with the Missouri River enforcement.

**4. Conservation and Communication Division** - Programs include aquatic and hunter education, nongame wildlife program, ND Outdoors magazine, ND Outdoors weekly television program, boating education, web page management, environmental review and supplying general information to the public. This division's budget request is a 4% increase from 2009-11. Funds are needed to replace and enhance video production equipment and equipment for education programs. \$262,500 is included in grants for shooting range projects throughout the state. Federal funding is passed on to local groups that provide the matching funds for shooting facilities for public use and for hunter education. An \$80,000 boating grant program for counties is also included in the grants budget. \$300,000 is included for youth programs, archery in schools and Hooked on Fishing.

Natural resource related reviews and recommendations are provided to private and

government entities. This division also includes the nongame wildlife program. It is supported by an income tax check off. \$1,300,000 is included in grants for the State Wildlife Grant Program. This federally funded program works primarily with wildlife species that are not hunted. The match is normally provided by the grant recipient.

**5. Wildlife Division** - This budget includes private land habitat and deer depredation programs, operating costs for Department managed lands, wildlife surveys and investigations, and grants to organizations on cooperative projects. This division's budget increased about 11% from 2009-11. Salaries are increased to support current staff. \$800,000 is included for land acquisitions of small tracts near wildlife management areas, possibly in-holding or round-outs that may come up during the biennium. \$880,000 is included for grants with wildlife groups and organizations on cooperative projects and wildlife research projects conducted through universities. The grants budget also includes \$200,000 to reimburse the State Veterinarian for costs related to oversight of farmed wildlife producers and the administration of wildlife propagation permits. \$768,800 is in the Wildlife Services Line Item to support Wildlife Service's animal damage control work. Both the Wildlife Services and State Veterinarian budgets are continued at the same level as 2009-11. \$600,000 is requested for the Noxious Weed Control Line Item for work on Department lands.

**Lonetree Funding** - A \$1,749,065 appropriation is requested to operate the Lonetree area. The Lonetree area consists of over 30,000 acres of land managed for wildlife purposes. The North Dakota Game and Fish Department manages and provides technical services for this area for the State of North Dakota as laid out in the Garrison Diversion Reformulation Act. The budget for this line increased 5% from 2009-11. 100% of the funding for this budget comes from the Bureau of Reclamation. The budget continues to include funding for 5 staff, operating, equipment, maintenance and development for this area.

**Private Land Habitat and Deer Depredation Line** - A \$12,054,686 appropriation is requested to operate this special line. This line is commonly called the Private Land Initiative (PLI) line. This line is not just for our PLOTS program, it also includes deer depredation and administrative costs for the PLI line. The budget increased approximately 9% from 2009-11. Of the total line, the budget for the PLOTS Program is \$10.1 million of which \$7.7 million is landowner payments. We have been able to maintain our 1 million acre goal for the PLOTS program. The line also includes \$677,000 in grants for the Voluntary Public Access and Habitat Incentive Program also known as the Open Fields grant which is used for public access payments to landowners.



# North Dakota Game and Fish Department

## Private Land Initiative

### 2011 PLOTS Program Acreage

1/3/2011

<u>Program Type</u>	<u>Total Acres</u>
Beginning Farmer Program	3,080
CREP/Coverlocks	14,015
CRP Access Program	346,409
Food Plots	616
Habitat Plots	131,217
Other	11,945
Private Forest Conservation Program	12,039
Tree Planting Cost Share Program	4,144
Working Lands Program	466,535
WRP Incentive Program	10,502
<b>Totals</b>	<b>1,000,503</b>



## Department Appropriation - Key Items

Recap of some key items follows

Fisheries boating access grants	\$2,755,000
Fishing area extraordinary repairs	\$875,000
Garrison Dam Fish Hatchery operations grant	\$520,000
Fisheries research and survey grants	\$372,000
*Parks & Rec. Dept. boat ramp O&M in parks	\$122,000
*ND Parks & Rec. Dept. Grahams Island road	\$400,000
*Cost Allocation Costs - OMB	\$250,000
In Lieu of Tax Payments	\$1,000,000
Donation Account	\$800,000
Shooting Range Grants	\$262,500
Youth programs, archery in schools and Hooked On Fishing grants	\$300,000
State Wildlife Grant – nongame funding	\$1,300,000
*Wildlife Services Animal Damage Control Line Item	\$768,800
*State Veterinarian Funding	\$200,000
Land Acquisition (Budget section approval req.)	\$800,000
Noxious Weed Control Line Item	\$600,000
Lonetree Area Bureau of Reclamation Project	\$1,749,065
Private Land Habitat and Access Program	\$12,054,686
Missouri River Enforcement Grants	\$200,000

\*Indicates funding to other agencies

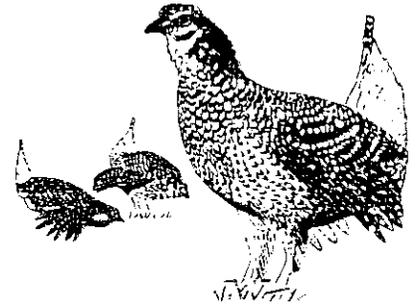


North Dakota Chapter

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# THE WILDLIFE SOCIETY

P.O. BOX 1442 • BISMARCK, ND 58502



**TESTIMONY ON SB 2017**  
**By Mike McEnroe**  
**North Dakota Chapter of The Wildlife Society**

Chairman Holmberg and members of the Appropriations Committee:

My name is Mike McEnroe and I am representing the North Dakota Chapter of The Wildlife Society. The Chapter is the professional organization representing over 320 wildlife biologists, land managers, university staff, and law enforcement officers in the natural resource management field. By way of further introduction I have attached a copy of our membership brochure at the end of my testimony.

I am before you today to speak in support of SB 2017, the appropriation bill for the North Dakota Game and Fish Department. We are supportive of the overall increases in the Department's budget, but would like to suggest two changes in minor parts of the budget. These changes do not result in any increase in funding but rather in the direction the funds are spent.

First, the Chapter would request that the \$ 400,000 identified for road improvement for access to Graham's Island State Park, be shifted to boat ramp improvement at the State Park or at other boat ramps in the Devils Lake/Stump Lake area that are threatened by the rising water levels in Devils Lake. The Game and Fish Department has responsibility for boat ramps, not roads. The Department of Transportation, working with recreation interests has in recent years used a fund source specifically for road access improvements to boat ramps. The road work needed at graham's Island should appropriately be covered by that funding.

Second, we are pleased that the \$ 768,000 for Wildlife Services did not increase again this year. However, we suggest that in this time of "budgets in the black", that \$ 400,000 of the appropriation to Wildlife Services be redirected from the Game and Fish Department's budget to the general fund.

Attached to this testimony is a history of the Department's funding for Wildlife Services and how it has grown each session since 1999. While Department funding started in a time when general fund budgets were short, and a Department contribution was necessary to subsidize an Agriculture Department function, that is no longer the case.

We would then recommend that the Legislature direct the Game and Fish Department to use that \$ 400,000 of the original Wildlife Services earmark to assess the impacts of energy development on fish, wildlife, natural resources and hunting and fishing opportunities in western North Dakota, and the means to offset the loss of habitats and wildlife.

Energy development has been an economic boon to North Dakota and is one of the key reasons in our State having a very strong economy. However, we must be able to strike a balance between energy development and maintaining the qualities of life that make people want to live in North Dakota. Governor Dalrymple and the Legislature have recognized the impacts to the human environment in western North Dakota and have proposed budgets to address infrastructure, roads, housing and water needs. Energy development is also impacting our croplands, grasslands, woody draws, creeks, and wetlands, the natural infrastructure on which our fish and wildlife depend? Projections suggest that there are 1,900 wells in the Bakken formation, with some 1,600-2,000 more planned for 2011, and 20,000 to 49,000 over the next 20 years. Does anyone believe that mule deer, sage and sharp-tailed grouse, song birds or any other species of wildlife will hold their own without some plan of action to understand the effects of energy development and offset any negative effects on fish and wildlife, and the citizens of the State who enjoy outdoor recreation opportunities? Now is the time to work with the energy industry to minimize long term impacts to our natural resources

The Governor and the Tourism department unveiled the new State Visitors' Guide last week. Tourism, still the State's third largest industry, depends on clean, abundant water, wetlands, woodlands, grasslands, scenery, and fish and wildlife. If we want to maintain tourism's contribution to our economy; if we want to maintain the quality of life for our citizens, we have to maintain the natural infrastructure that draws both resident and non-resident visitors to our State. That infrastructure is the habitat, the woodlands and grasslands, the wetlands and the lakes and streams, and the fish and wildlife that use those habitats.

Conserving our natural resources and our quality of life during times of expanding economic development is not without precedent. In 1973, Governor Link made a famous speech (attached) emphasizing a responsible development between energy extraction and our land resource. Governor Link asked, and I paraphrase, that when the landscape was quiet again, when the draglines and bulldozers are done, and the last patch of barren earth has been reseeded to grass or grain, the land must be as good and in some cases better than before. Only if we can say this will we be worthy of the rich heritage of our land and its resources. Energy development is now affecting a large portion of the State and will continue to do so for many years. We must be proactive and balance all the uses of our natural resources. We believe that careful consideration can be made for fish and wildlife and their habitats that will allow energy development to continue to be an economic boon to North Dakota and still maintain many of the "quality of life" resources that our citizens want and consider a major factor for their residency in North Dakota.

So I would ask the Legislature to direct the Department to use \$ 400,000 from the Wildlife Services earmark to prepare a report to the Legislature and/or the Governor on the projected impacts from energy development and a plan of action to offset or minimize those impacts to North Dakota's natural resources.

Thank you. I would stand for any questions the Committee may have.

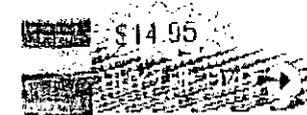
Attachments:

North Dakota Chapter brochure  
Wildlife Services/Game and Fish Department funding  
Gov. Link's 1973 speech

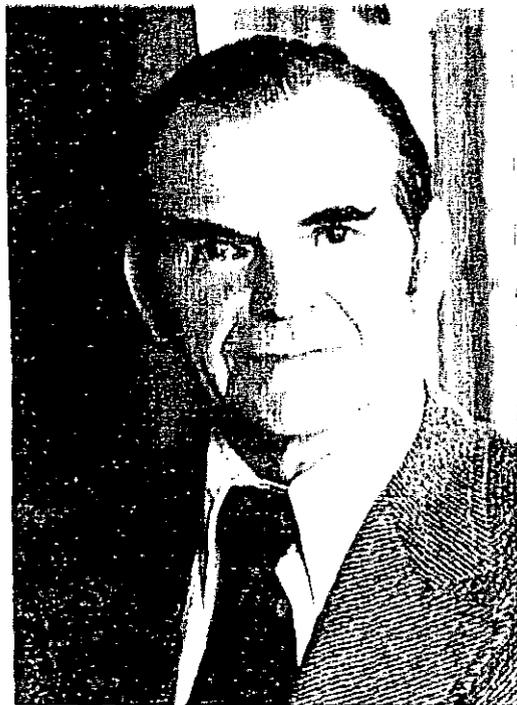
**Game and Fish Department Funding for Wildlife Services  
1999-2013**

1999-2001	\$ 100,000
2001-2003	\$ 400,000
2003-2005	\$ 550,000
2005-2007	\$ 550,000
2007-2009	\$ 680,000
2009-2011	\$ 768,000
2011-2013 (proposed)	\$ 768,000

## When the Landscape is Quiet Again The Legacy of Art Link



[Home](#) [Movie Trailer](#) [Photo Album](#) [Speech Transcript](#) [Movie Transcript](#) [In The Press](#)



### **When the Landscape is Quiet Again**

---

*We do not want to halt progress*

*We do not plan to be selfish and say "North Dakota will not share its energy resource."*

*No, we simply want to insure the most efficient and environmentally sound method of utilizing our precious coal and water resources for the benefit of the broadest number of people possible.*

*And when we are through with that and the landscape is quiet again, when the draglines, the blasting rigs, the power shovels and the huge gondolas cease to rip and roar!*

*And when the last bulldozer has pushed the last spoil pile into place, and the last patch of barren earth has been seeded to grass or grain, let those who follow and repopulate the land be able to say, our grandparents did their job well.*

*The land is as good and, in some cases, better than before.*

*Only if they can say this will we be worthy of the rich heritage of our land and its resources.*

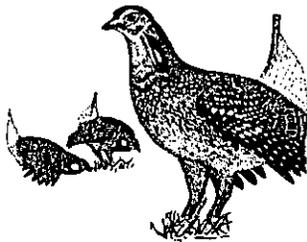
*Governor Arthur A Link*

*October 11, 1973 - [Buy The DVD](#)*

## SCHOLARSHIP PROGRAM

College scholarships are awarded annually to outstanding undergraduate natural resource students at Minot State University- Bottineau, North Dakota State University, Sitting Bull College, University of North Dakota, and Valley City State University. In addition, two outstanding graduate student awards are presented each year. Natural resource instructors at each of the universities and colleges nominate students for the scholarship awards.

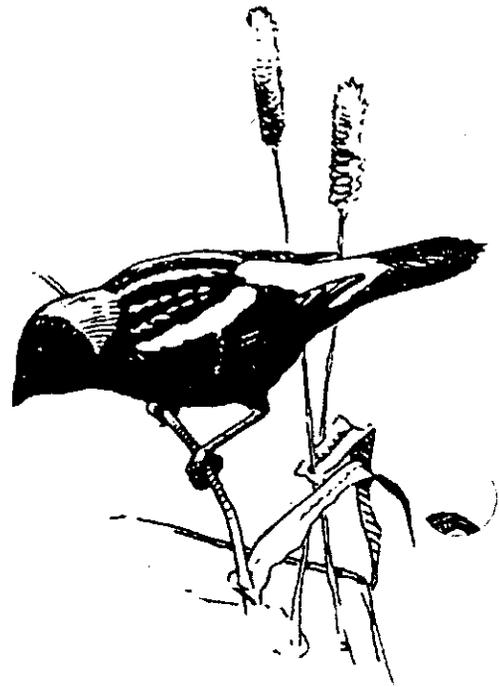
The Chapter has also implemented a Legacy Trust Initiative to strengthen the connection between natural resource students, educators, and the wildlife profession. Included in this endeavor are job fairs, career lesson panels, and opportunities for students to attend and engage in professional meetings.



NORTH DAKOTA CHAPTER  
THE WILDLIFE SOCIETY  
P.O. Box 1442  
Bismarck, ND  
58502-1442  
(WWW.NDCTWS.ORG)

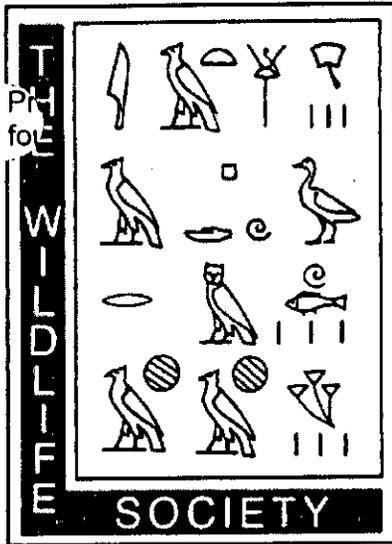
# North Dakota Chapter

*The Wildlife Society*



NORTH DAKOTA CHAPTER  
The Wildlife Society

*Dedicated to the wise use of North  
Dakota's natural resources*



## WHAT IS THE WILDLIFE SOCIETY?

Founded in 1937, The Wildlife Society is an international, nonprofit, scientific and educational organization composed of professionals, students and laypersons interested and active in wildlife research, management, education, and administration.

## North Dakota Chapter of the Wildlife Society

The North Dakota Chapter is an active affiliate of The Wildlife Society, a national organization. The Chapter is specifically concerned with effective management of North Dakota's plant and wildlife communities. The Chapter provides expertise in advising legislative and judicial processes concerning conservation of natural resources. It advocates the holistic treatment of environmental questions. The Chapter

was founded in 1963 and has played an active role in North Dakota wildlife management since that time.

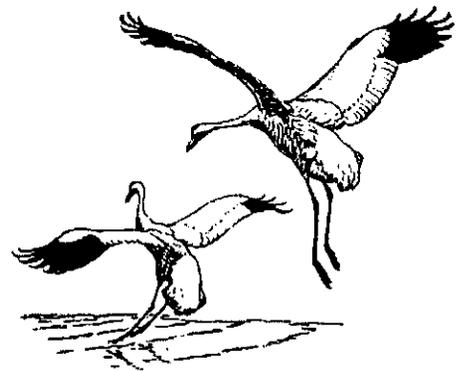
## CHAPTER MEMBERSHIP

Membership in the Chapter is open to any person who has an interest in the objectives and activities of the Chapter and is formally trained or employed in the wildlife field.

Those not meeting the education or employment requirements may also affiliate with the Chapter.

Association with the Chapter provides opportunities to be informed and participate in resolving conservation issues. Each member or affiliate receives the Chapter Newsletter.

Chapter members are encouraged to join the parent group, The Wildlife Society and the regional organization, the Central Mountain and Plains Section.



## CHAPTER OBJECTIVES

Consistent with the objectives of The Wildlife Society, the Chapter's objectives are:



- To advance the science and art of wildlife management.
- To improve public understanding and support of scientific management of wildlife and related resources.
- To provide a common meeting ground for people interested in wildlife conservation.
- To promote and maintain high professional standards.
- To recognize and commend outstanding accomplishments in wildlife conservation.
- To leverage the influence of The Wildlife Society at the national level on important wildlife issues in North Dakota.
- To follow the North American wildlife conservation model and its conservation objectives.

## CERTIFICATION

The Wildlife Society promotes a certification program for its members that constitute official recognition that qualified members meet professional, educational, experience, and ethical criteria to be a "Certified Wildlife Biologist."

## COMMITTEE ACTIVITIES

Chapter work is carried out by committees that focus on natural resource issues.

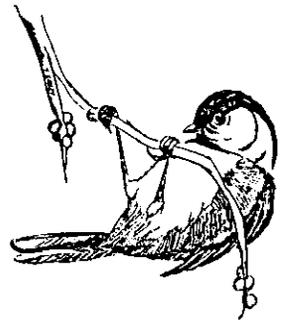
Examples of committees include: the Endangered Species committee, which is composed of expert biologists who make recommendations on rare species and their conservation.

The Wetlands committee takes an active role in working to preserve wetlands in North Dakota.

The Alternative Energy committee is composed of Biofuels and Wind subcommittees and is engaged in keeping the emerging industry of alternative energy compatible with natural resources.

A variety of natural resource issues are addressed through the Chapter's Missouri River committee.

The Chapter's Education committee is involved in a wide range of activities that include writing and updating the elementary text books PROJECT WILD, the Junior Duck Stamp contest, and a number of other publications concerning natural resource management.



Examples of other committees include: Legislative, Wildlife Commercialization, Western Lands, Invasive Species, Tribal Wildlife, Prairie Resources, and Professional Women in Natural Resources.

## ORGANIZATION

The Chapter is governed by an elected Executive Board composed of a President, President-elect, Past President, four Executive Board members, and an appointed Secretary-Treasurer.

A Field Representative for the Central Mountains and Plains Section of The Wildlife Society represents the Chapter on regional and national levels.

During legislative sessions, the Chapter employs a legislative liaison to provide expert testimony on Senate and House bills relating to natural resource issues, and where appropriate lobbies for bills that promote natural resource conservation.

## CHAPTER PROGRAMS, ACTIVITIES, AND SERVICES

An annual winter meeting is held for the membership to elect and install new officers, for hearing of committee reports and for the general business meeting. The meeting also features research and management presentations, panel discussions of timely issues, and poster



sessions. An annual fundraiser provides for social time and raises funds targeted for Chapter programs and activities. A formal banquet includes annual awards, recognition of achievements, and special speakers or entertainment.

## AWARDS

The chapter presents awards to recognize and commend outstanding achievement in wildlife related activities in North Dakota.



-The NORTH DAKOTA AWARD is presented to an individual for outstanding contribution to the profession of wildlife management in North Dakota.

-The NORTH DAKOTA HABITAT AWARD is presented to an individual or group that has made an outstanding contribution toward preserving and/or establishing high quality wildlife habitat on the lands of North Dakota.

-The NORTH DAKOTA CASE-OF-THE-YEAR AWARD is presented annually to the person or persons primarily responsible for the conviction of persons guilty of a serious natural resource violation in the state.

-Other awards may be given to individuals or groups that show outstanding achievements in wildlife-related fields.

## DAKOTA PRAIRIE LEGACY ENDOWMENT

The Dakota Prairie Legacy endowment is a Chapter initiative to provide income to meet the many urgent challenges confronting wildlife and their habitats. The Dakota Prairie Legacy accepts gifts of cash, property, and deferred gifts (estates) from its members and interested parties.

**SENATE BILL NO. 2017**

Appropriation for Game and Fish Department

Tuesday, January 4, 2011

**Mr. Harlan Kleppe**

4525 Highway #3

Dawson, ND 58428

701-327-4440

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**Written Testimony for Senate Appropriations Committee**

After reviewing the North Dakota Game and Fish Department Audit Report for the Two-Year Period Ended June 30, 2008, I have found some facts that may be of interest to you. The Game and Fish Department has a Habitat and Deer Depredation fund. This fund had an appropriation of \$11.2 million in 2005 and \$12.7 million in 2007. Enclosed is a breakdown for expenses in this fund. My question is, "What is the legislative intent for this fund?" I would think it would include helping farmers/ranchers with the financial burden of deer depredation. The Game and Fish Department has interpreted it as building "deer proof" hay yards and fence netting to alleviate the deer depredation problem. The Game and Fish Department goal was to increase the deer herd to be able increase the license sales in the last 10 years and they met this goal. With the increasing deer herd there has been exponentially more depredation into North Dakota ranchers hay yards. The Game and Fish Department policy is not to feed the deer, but allow survival of the fittest. This is a good policy in the middle of a National Park where deer have no access to farm yards. The Game and Fish Department policy is not to pay for hay or feed damaged by deer. This has been very costly to North Dakota farmers, especially during recent severe winters. Something is very wrong here. The Game and Fish Department increases deer herd size, increases revenue from deer licenses and farmers have to bear the financial burden of deer depredation. I suggest if they are not using this money for Deer Depredation, then take it away from them. The Game and Fish Department is responsible for managing the state's wildlife and should be held accountable for deer depredation to agricultural crops.

**STATEMENT OF APPROPRIATIONS**

**For The Year Ended June 30, 2008**

<b>Expenditures by Line Item:</b>	<u>Original Appropriation</u>	<u>Adjustments</u>	<u>Final Appropriation</u>	<u>Expenditures</u>	<u>Unexpended Appropriation</u>
Salaries and Benefits	\$ 19,013,463	\$ 192,006	\$ 19,205,469	\$ 9,050,184	\$ 10,155,285
Operating Expenses	11,690,087		11,690,087	5,096,568	6,593,519
Capital Assets Construction	3,284,241	630,000	3,914,241	1,198,828	2,715,413
Carryover		259,700	259,700	162,877	96,823
Grants – Game and Fish	6,652,184		6,652,184	2,092,911	4,559,273
Habitat and Deer Depredation	12,786,351		12,786,351	5,301,526	7,484,825
Noxious Weed Control	450,000		450,000	223,167	226,833
Recruitment and Retention Study	30,000		30,000		30,000
Grant-Gift-Donation	500,000		500,000	91,523	408,477
Nongame Wildlife	120,000		120,000	4,000	116,000
Lonetree Reservoir	1,594,713		1,594,713	616,458	978,255
Wildlife Services	680,000		680,000	254,650	425,350
Ramp and Marina Improvements	1,040,000		1,040,000	285,623	754,377
<b>Totals</b>	<u>\$57,841,039</u>	<u>\$1,081,706</u>	<u>\$58,922,745</u>	<u>\$24,378,315</u>	<u>\$34,544,430</u>
<b>Expenditures by Source:</b>					
Other Funds	\$57,841,039	\$1,081,706	\$58,922,745	\$24,378,315	\$34,544,430
<b>Totals</b>	<u>\$57,841,039</u>	<u>\$1,081,706</u>	<u>\$58,922,745</u>	<u>\$24,378,315</u>	<u>\$34,544,430</u>

**Appropriation Adjustments:**

The salaries and wages increase of \$192,006 was from a Market Equity bill that was passed by the 2007 Legislative Assembly.

The capital assets increase of \$630,000 was due to the construction of the Wildlife Lab in Bismarck and the increase was approved by the Emergency Commission.

June 28, 2010

Mr. Harlan Kleppe  
4525 Hwy 3  
Dawson, ND 58428

Dear Mr. Kleppe:

Recently, you made a request to the North Dakota Game and Fish Department (Department) for the amount of funds expended on depredation and wildlife habitat development from the private land habitat and access improvement fund for the 2005-2007 biennium and 2007-2009 biennium. The Department has compiled the following information for you, which includes the three main program components of the Private Land Open To Sportsmen (PLOTS) program and depredation/deer proof hay yard program. Feel free to contact the Department if you have questions about this information.

<u>Depredation expenditures for the 2005-07 biennium</u>	
Temporary plastic snow fence for wrapping bales/stacks	\$300.00
Materials for permanent deer proof hay yards	\$67,539.91
Repellents/scaring devices	\$2,515.00
Grain/hay for short stop intercept feeding	\$728.83
Salaries, travel, motor pool and other related expenses	\$105,756.17
<u>Habitat development/PLOTS access programs 2005-2007 biennium</u>	
Habitat/Forest plots program payments	\$2,556,801.73
CRP access program payments	\$1,897,167.68
Working Lands program payments	\$1,934,854.77
<u>Depredation expenditures for the 2007-09 biennium</u>	
Temporary plastic snow fence for wrapping bales/stacks	\$285,102.43
Materials for permanent deer proof hay yards	\$294,083.64
Repellents/scaring devices	\$12,665.97
Grain/hay for short stop intercept feeding	\$25,790.00
Salaries, travel, motor pool and other related expenses	\$438,900.49
<u>Habitat development/PLOTS access programs 2007-2009 biennium</u>	
Habitat/Forest plots program payments	\$2,376,855.23
CRP access program payments	\$1,727,250.57
Working Lands program payments	\$2,190,788.16

Kevin Kading  
Private Lands Coordinator

July 30, 2010

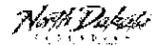
Mr. Harlan Kleppe  
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	2005-2007 Biennium	2007-2009 Biennium
Full time, Temp. Salaries, fringe benefits	\$1,025,048.00	\$1,064,768.00
Indirect Cost, operating fees & Services	\$553,990.00	\$586,391.00
Travel, motor vehicle	\$176,093.00	\$158,369.00
PLOTS Guides, printing	\$98,803.00	\$96,613.00
Fees, Professional Services	\$8,770.00	\$6,431.00
Supplies, repairs, signs, misc. items	\$151,208.00	\$75,980.00
Computers, & equipment	\$23,967.00	\$11,435.00
Deer Depredation expenses	\$176,840.00	\$1,056,543.00
CRP Access program	\$1,897,168.00	\$1,727,251.00
Habitat Plot rental	\$2,325,448.00	\$2,163,102.00
Coverlocks	\$12,839.00	\$58,403.00
Working Lands programs	\$1,934,855.00	\$2,190,788.00
Landowner Incentive Program	\$50,512.00	\$56,387.00
Wetland Reserve Program	\$51,827.00	\$24,979.00
State Wildlife Grants	(N/A for 2005-07)	\$321,366.00
Grants	\$156,871.00	\$164,179.00
Food Plots	\$144,495.00	\$149,218.00
Forest Plots	\$231,354.00	\$213,753.00
Trees cost-share	\$39,152.00	\$27,661.00
Community Access Program	\$3,420.00	(N/A for 2007-09)
Save Our Lakes (Fisheries program)	\$444,178.00	\$270,980.00
TOTAL	\$9,506,838.00	\$10,424,597.00

Kevin Kading  
Private Lands Coordinator



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## 2010 Deer Management Goals

[Print Friendly Version](#)

Every five years, North Dakota Game and Fish Department biologists establish a benchmark for deer licenses in the state – a number that will guide management decisions for several years.

The five-year goal is an effort that involves biological information from deer surveys and hunter-harvest figures, plus observations and input from game wardens, hunters, landowners and others who have a stake in North Dakota deer management. For this 2010 five-year plan, Game and Fish presented draft goals at the spring advisory meetings, and made numerous changes based on public input received.

The new five-year goal is for a statewide deer population that would provide 124,800 deer gun licenses. Within this total, outlined in the information that follows, are license objectives for each of the 38 hunting units.

It is important to understand that unit and statewide goals will not necessarily match the number of licenses Game and Fish will issue each year. The goal is an ideal number given consistent winter weather and habitat conditions. As the variables change, however, the number of licenses will likely go up or down every year, based on whether harvest needs to increase or decrease to move toward the goal the following year.

For instance, the 2010 deer gun license allocation was about 116,000, with a major reduction in antlerless licenses from the previous year in most units, which will promote deer population growth in those units, at least until the number of licenses can increase to match unit goals. If the population gets too high, Game and Fish may have to greatly increase the number of licenses in order to move deer numbers back down toward the goal.

The new five-year goal is about a 25 percent increase over the goal established in 2005 of 100,000 licenses. Since that plan was developed, through input from hunters, landowners and others, Game and Fish wildlife managers determined that a somewhat higher deer population could still strike a balance between hunter interest, landowner tolerance and public acceptance.

Game and Fish welcomes input on this five-year plan, as preparations for the next plan in 2015 are already beginning. To pass along your comments, send us an e-mail at [ndgf@nd.gov](mailto:ndgf@nd.gov); call us at (701) 328-6300; or write North Dakota Game and Fish Department, 100 N. Bismarck Expressway, Bismarck, ND 58501.

Get the  [2010 Deer Population Information and Unit Goals for North Dakota \(5.4Mb PDF\)](#) - To view document requires Adobe® Acrobat® Reader™. Download it at free at <http://get.adobe.com/reader/>.



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**PROGRAM NARRATIVE**

720 GAME AND FISH DEPARTMENT

Date: 12/17/2008

Time: 14:56:11

**Program:** ADMINISTRATIVE SERVICES**Reporting Level:** 00-720-100-00-00-00-00000000**PROGRAM PERFORMANCE MEASURES**

- Successful completion of state and federal audits.
- Maximum use of available federal funding for department programs.
- Adequate office, shop and office facilities at all major headquarters.
- Efficient, up to date computer systems for the agency.
- Adequate secretarial and telephone support for the agency.

**PROGRAM STATISTICAL DATA**

Over 500,000 fishing, hunting, and boating licenses are distributed and processed annually. In lieu of tax payments are made as required by law. Federal funding administrative requirements are met. Accounting, secretarial, legal services, data processing and computer and planning support are provided for all divisions. Utilities, office rental, owned facility costs, office supplies, postage, insurance, janitorial services, telephone costs, and many other items are funded. Office and shop operations and maintenance are funded.

**EXPLANATION OF PROGRAM COSTS****Salaries:**

- Funds are requested to support current staff. Temporary salaries are budgeted for seasonal licensing and maintenance staff and secretarial /telephone help for our very busy summer and fall seasons. One new FTE position is requested. This is a Graphic Artist I to do graphic design work for the Department's ND Outdoors Magazine, for numerous fishing and hunting guides, the PLOTS guide, newsletters, educational materials and many other items that the Department produces. This work is currently done by a temporary employee. Having this person has been very beneficial and there is more than enough of this type of work to justify the position.

**Operating Expenses:**

- IT-Data processing - Mainly costs for license lotteries and network charges.
- IT-Telephone - Costs for all department staff. This is a critical area for our work with the public and for staff operations.
- Travel - Motor pool and other travel dollars are required to pay travel costs and per diem for division staff and the Advisory Board. Costs for the Director and Deputy Director are included. They travel throughout the state working on game and fish issues.
- Utilities - For all offices and shops -Bismarck, Dickinson, Devils Lake, Jamestown, Lonetree, Riverdale and Williston.
- Postage - Costs for all mailings of licenses, questionnaires, information and general correspondence.
- Lease/Rent - Equipment - Copiers and other office equipment rentals.
- Lease/Rentals - Buildings - room rentals, storage rental, misc. expenses
- Dues and Professional Development - Dues for professional and department related organizations and costs for staff training.

- Operating Fees and Services - Payment for required newspaper publication costs for fishing and hunting proclamation advertisements - \$150,000. Also included \$250,000 for state wide indirect cost allocation. Credit card transaction fees are also included (\$380,000). Plus various purchases using the state credit card.
- Repairs - Equipment repair costs for office and field equipment for all divisions.
- Professional Services - Audit and legal services and special services from architects and engineers.
- Insurance - Building and content insurance, trailer insurance, boiler insurance and aircraft insurance. \$13,569 for the Risk Management fund.
- Office Supplies - For all department offices.
- Printing - Applications, fishing and hunting guides, copier supplies and paper.
- Professional Supplies - Photography supplies for the entire department. Also maps and plats.
- Food and Clothing - Uniforms and special work clothing items.
- Buildings, Grounds, Vehicle Maintenance Supplies - Equipment repair parts, including aircraft parts. Janitorial supplies and building supplies. Fuel and oil for both Department aircraft.
- Miscellaneous Supplies - Game and fish licenses and tags.

#### Capital Improvements:

- \$300,000 for extraordinary repairs at all department facilities. \$1,200,000 is included for In Lieu of Tax payments for land owned or managed by the Department as required by law.

#### Equipment Over \$5,000:

- It is requested that the Department be allowed to trade the Cessna 182 that currently is used for enforcement duties. This is a 1982 model and is well used. It is time to replace it with a newer model. \$150,000 plus trade-in of the plane should be enough to upgrade to a 5-6 year old plane of similar type.

#### Grants:

- \$200,000 in matching funds for cooperative projects with local groups and organizations.

#### Grants, Gifts, and Donations:

- Grants and gifts received for special projects will be used as desired by the donor. The Department has several hundred thousand dollars on hand from an estate for fishing access work. Also a major grant for bighorn sheep work is expected to continue. The total requested is \$100,000 less than last biennium.

### PROGRAM GOALS AND OBJECTIVES

- To provide Department policy making, planning, and coordination of programs.
- To have support services for the entire Department.
- To provide game and fish licensing as established by the Legislature and Governor's proclamations.
- To make in lieu of tax payments for Department lands as required by law.

**REQUEST DETAIL BY PROGRAM**  
**720 GAME AND FISH DEPARTMENT**  
**Biennium: 2009-2011**

Bill#: HB1017

Date: 12/17/2008  
 Time: 14:56:11

Program: ADMINISTRATIVE SERVICES

Reporting Level: 00-720-100-00-00-00-00000000

Description	Expenditures 2005-2007 Biennium	Present Budget 2007-2009	Budget Request Change	Requested Budget 2009-2011 Biennium	Optional Request 2009-2011
<b>SALARIES AND WAGES</b>					
SALARIES - PERMANENT	3,614,602	2,910,818	-408,242	2,502,576	0
SALARY BUDGET ADJUSTMENT	0	0	0	0	0
TEMPORARY SALARIES	135,350	500,000	-281,818	218,182	0
OVERTIME	6,293	20,000	-20,000	0	0
FRINGE BENEFITS	1,291,647	1,250,000	-374,428	875,572	0
SALARY INCREASE	0	0	0	0	0
BENEFIT INCREASE	0	0	0	0	0
<b>TOTAL</b>	<b>5,047,892</b>	<b>4,680,818</b>	<b>-1,084,488</b>	<b>3,596,330</b>	<b>0</b>
<b>SALARIES AND WAGES</b>					
GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	1,560,540	2,271,793	-2,230,211	41,582	0
SPECIAL FUNDS	3,487,352	2,409,025	1,145,723	3,554,748	0
<b>TOTAL</b>	<b>5,047,892</b>	<b>4,680,818</b>	<b>-1,084,488</b>	<b>3,596,330</b>	<b>0</b>
<b>OPERATING EXPENSES</b>					
TRAVEL	29,073	77,000	13,000	90,000	0
SUPPLIES - IT SOFTWARE	133,362	95,000	-79,900	15,100	0
SUPPLY/MATERIAL-PROFESSIONAL	5,550	5,000	0	5,000	0
FOOD AND CLOTHING	5,680	5,000	0	5,000	0
BLDG, GROUND, MAINTENANCE	187,715	350,000	0	350,000	0
MISCELLANEOUS SUPPLIES	94,790	105,000	55,000	160,000	0
OFFICE SUPPLIES	62,970	65,000	15,000	80,000	0
POSTAGE	593,244	800,000	100,000	900,000	0
PRINTING	270,052	295,000	10,000	305,000	0
IT EQUIP UNDER \$5,000	15,151	20,000	-10,300	9,700	0
OTHER EQUIP UNDER \$5,000	12,910	10,000	0	10,000	0
OFFICE EQUIP & FURN SUPPLIES	3,001	5,000	0	5,000	0
UTILITIES	286,919	464,076	0	464,076	0
INSURANCE	81,518	100,000	0	100,000	0
RENTALS/LEASES-EQUIP & OTHER	6,708	18,000	0	18,000	0
RENTALS/LEASES - BLDG/LAND	961,049	50,000	0	50,000	0
REPAIRS	177,115	180,000	20,000	200,000	0
IT - DATA PROCESSING	518,255	600,000	110,000	710,000	0
IT-COMMUNICATIONS	261,546	325,000	0	325,000	0
IT CONTRACTUAL SERVICES AND RE	15	0	17,000	17,000	0

**REQUEST DETAIL BY PROGRAM**

720 GAME AND FISH DEPARTMENT

Biennium: 2009-2011

Bill#: HB1017

Date: 12/17/2008

Time: 14:56:11

Program: ADMINISTRATIVE SERVICES

Reporting Level: 00-720-100-00-00-00-00000000

Description	Expenditures 2005-2007 Biennium	Present Budget 2007-2009	Budget Request Change	Requested Budget 2009-2011 Biennium	Optional Request 2009-2011
PROFESSIONAL DEVELOPMENT	105,235	113,000	17,000	130,000	0
OPERATING FEES AND SERVICES	469,800	1,284,444	156,680	1,441,124	0
FEES - PROFESSIONAL SERVICES	129,455	110,000	0	110,000	0
<b>TOTAL</b>	<b>4,411,113</b>	<b>5,076,520</b>	<b>423,480</b>	<b>5,500,000</b>	<b>0</b>
<b>OPERATING EXPENSES</b>					
GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	960,730	975,209	2,200,000	3,175,209	0
SPECIAL FUNDS	3,450,383	4,101,311	-1,776,520	2,324,791	0
<b>TOTAL</b>	<b>4,411,113</b>	<b>5,076,520</b>	<b>423,480</b>	<b>5,500,000</b>	<b>0</b>
<b>CAPITAL ASSETS</b>					
LAND AND BUILDINGS	979,386	449,771	-449,771	0	0
OTHER CAPITAL PAYMENTS	0	1,100,000	100,000	1,200,000	0
EXTRAORDINARY REPAIRS	37,352	510,000	-110,000	400,000	0
EQUIPMENT OVER \$5000	0	8,000	-8,000	0	0
MOTOR VEHICLES	0	0	150,000	150,000	0
IT EQUIP/SFTWARE OVER \$5000	0	0	50,000	50,000	0
<b>TOTAL</b>	<b>1,016,738</b>	<b>2,067,771</b>	<b>-267,771</b>	<b>1,800,000</b>	<b>0</b>
<b>CAPITAL ASSETS</b>					
GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	0	1,006,880	200,000	1,206,880	0
SPECIAL FUNDS	1,016,738	1,060,891	-467,771	593,120	0
<b>TOTAL</b>	<b>1,016,738</b>	<b>2,067,771</b>	<b>-267,771</b>	<b>1,800,000</b>	<b>0</b>
<b>CAPITAL CONSTRUCTION CARRYOVER</b>					
LAND AND BUILDINGS	900,000	0	0	0	0
<b>TOTAL</b>	<b>900,000</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>CAPITAL CONSTRUCTION CARRYOVER</b>					
GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	0	0	0	0	0
SPECIAL FUNDS	900,000	0	0	0	0
<b>TOTAL</b>	<b>900,000</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

**REQUEST DETAIL BY PROGRAM**  
**720 GAME AND FISH DEPARTMENT**  
**Biennium: 2009-2011**

Bill#: HB1017

Date: 12/17/2008  
 Time: 14:56:11

<b>Program: ADMINISTRATIVE SERVICES</b>		<b>Reporting Level: 00-720-100-00-00-00-00000000</b>			
Description	Expenditures 2005-2007 Biennium	Present Budget 2007-2009	Budget Request Change	Requested Budget 2009-2011 Biennium	Optional Request 2009-2011

<b>GRANTS-GAME AND FISH</b>					
GRANTS, BENEFITS & CLAIMS	779,664	360,702	-160,702	200,000	0
<b>TOTAL</b>	<b>779,664</b>	<b>360,702</b>	<b>-160,702</b>	<b>200,000</b>	<b>0</b>

<b>GRANTS-GAME AND FISH</b>					
GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	119,364	165,702	-160,702	5,000	0
SPECIAL FUNDS	660,300	195,000	0	195,000	0
<b>TOTAL</b>	<b>779,664</b>	<b>360,702</b>	<b>-160,702</b>	<b>200,000</b>	<b>0</b>

<b>SPECIAL LINES</b>					
GRANT-GIFT-DONATION	327,459	500,000	-100,000	400,000	0
<b>TOTAL</b>	<b>327,459</b>	<b>500,000</b>	<b>-100,000</b>	<b>400,000</b>	<b>0</b>

<b>SPECIAL LINES</b>					
GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	72,152	62,500	0	62,500	0
SPECIAL FUNDS	255,307	437,500	-100,000	337,500	0
<b>TOTAL</b>	<b>327,459</b>	<b>500,000</b>	<b>-100,000</b>	<b>400,000</b>	<b>0</b>

<b>PROGRAM FUNDING SOURCES</b>					
GENERAL FUND	0	0	0	0	0
SPECIAL FUNDS	9,770,080	8,203,727	-1,198,568	7,005,159	0
FEDERAL FUNDS	2,712,786	4,482,084	9,087	4,491,171	0
<b>PROGRAM FUNDING TOTAL</b>	<b>12,482,866</b>	<b>12,685,811</b>	<b>-1,189,481</b>	<b>11,496,330</b>	<b>0</b>

<b>FTE EMPLOYEES</b>	<b>27.00</b>	<b>27.00</b>	<b>1.00</b>	<b>28.00</b>	<b>.00</b>
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**FUNDING DETAIL**

<b>FEDERAL FUNDS</b>					
N007 DOI - FISHERIES RESTORATION	1,075,459	500,000	1,100,000	1,600,000	0
N008 DOI - WILDLIFE RESTORATION	1,440,357	3,108,357	-961,268	2,147,089	0
N011 USCG - BOATING SAFETY	14,872	45,525	31,057	76,582	0

**REQUEST DETAIL BY PROGRAM**  
**720 GAME AND FISH DEPARTMENT**  
**Biennium: 2009-2011**

**Bill#: HB1017**

**Date: 12/17/2008**  
**Time: 14:56:11**

**Program: ADMINISTRATIVE SERVICES**

**Reporting Level: 00-720-100-00-00-00-00000000**

Description	Expenditures 2005-2007 Biennium	Present Budget 2007-2009	Budget Request Change	Requested Budget 2009-2011 Biennium	Optional Request 2009-2011
N068 STATE WILDLIFE GRANTS	0	165,702	-160,702	5,000	0
N069 MISC FEDERAL GRANTS	124,239	0	0	0	0
N241 DOI - SPORTFISH RESTORATION	57,859	662,500	0	662,500	0
<b>TOTAL</b>	<b>2,712,786</b>	<b>4,482,084</b>	<b>9,087</b>	<b>4,491,171</b>	<b>0</b>
<b>SPECIAL FUNDS</b>					
222 GAME & FISH DEPARTMENT FUND 222	9,770,080	8,203,727	-1,198,568	7,005,159	0
<b>TOTAL</b>	<b>9,770,080</b>	<b>8,203,727</b>	<b>-1,198,568</b>	<b>7,005,159</b>	<b>0</b>

**CHANGE PACKAGE DETAIL**

720 GAME AND FISH DEPARTMENT  
Biennium: 2009-2011

Bill#: HB1017

Date: 12/17/2008

Time: 14:56:11

**PROGRAM: ADMINISTRATIVE SERVICES**

**REPORTING LEVEL: 00-720-100-00-00-00-00000000**

Description	Priority	FTE	General Fund	Federal Funds	Special Funds	Total Funds
<b>AGENCY BUDGET CHANGES</b>						
<b>Cost To Continue</b>						
Cost To Continue		.00	0	-2,230,211	1,066,261	-1,163,950
<b>Total Cost to Continue</b>		<b>.00</b>	<b>0</b>	<b>-2,230,211</b>	<b>1,066,261</b>	<b>-1,163,950</b>
<b>Base Budget Changes</b>						
<b>Other Budget Changes</b>						
A-A 1 Administrative Services Operating Exp Adjustment		.00	0	2,200,000	-1,776,520	423,480
A-A 11 Administrative Services Grant Adjustments		.00	0	-160,702	0	-160,702
A-A 14 Facility Repairs		.00	0	0	400,000	400,000
A-A 17 Admin Services Aircraft Replacement		.00	0	0	150,000	150,000
A-A 2 Grants Gifts and Donation Special Line Adjust		.00	0	0	-100,000	-100,000
A-A 23 Admin Services IT Equipment Software over		.00	0	0	50,000	50,000
A-A 26 Graphic Artist FTE		1.00	0	0	79,462	79,462
A-A 3 In Lieu of Tax Payments for Game and Fish L		.00	0	200,000	1,000,000	1,200,000
A-F 9 Remove Capital Asset Amounts		.00	0	0	-2,067,771	-2,067,771
<b>Total Other Budget Changes</b>		<b>1.00</b>	<b>0</b>	<b>2,239,298</b>	<b>-2,264,829</b>	<b>-25,531</b>
<b>Total Base Budget Changes</b>		<b>1.00</b>	<b>0</b>	<b>2,239,298</b>	<b>-2,264,829</b>	<b>-25,531</b>

## PROGRAM NARRATIVE

120 GAME AND FISH DEPARTMENT

Date: 12/17/2008

Time: 14:56:11

Program: FISHERIES

Reporting Level: 00-720-200-00-00-00-00-00000000

## PROGRAM PERFORMANCE MEASURES

The Fisheries Division planning objectives are listed below. These are reviewed periodically and compared to actual values based upon questionnaire results.

- Lakes/Reservoirs - Angler-Days objective is 750,000, angler number is 75,000.
- Devils Lake - Angler-Days objective is 350,000, angler number is 30,000.
- Missouri River System - Angler-Days objective is 500,000, angler number is 35,000.
- Rivers and Streams - Angler-Days objective is 165,000 and angler number are 16,000.

## PROGRAM STATISTICAL DATA

Fishing regulations are provided for over 170,000 anglers annually. These anglers spend over \$250,000,000 annually for angling and fishing related activities. State fishing waters are stocked with 4 million northern pike, 20 million walleye, 700,000 trout and salmon with supplemental stocking of crappie, bluegill, largemouth bass, smallmouth bass, channel catfish, fathead minnow, and hybrid muskie. Trap and transport(fish relocation) is provided where beneficial. Over 385,000 adult fish are moved from overpopulated lakes. Undesirable fish removal is conducted at numerous lakes and reservoirs across the state in order to provide better conditions for the more desirable fish species. Fisheries management work is done on approximately 300 lakes. Coordination with state, federal, and local entities is required to accomplish the goals. This program provides improved boating access statewide through cost share grants to political subdivisions and directly contracted projects. Enhancements or new developments are provided on 30-40% of the lakes annually. This portion of the program provides facilities for our 50,000+ registered boat owners and facilities for over 170,000 anglers.

## EXPLANATION OF PROGRAM COSTS

### SALARIES:

- Funds are included for the Division's 23 regular staff. Temporary salary funds are requested for seasonal workers who do fisheries test netting, water quality work, facility development, and other items.

### OPERATING EXPENSES:

- Travel - State Fleet and travel expenses for staff performing fisheries work throughout the state. This also includes fish hatchery and distribution truck costs.
- Operating Fees and Services - Purchase of Service and Cooperative Agreements and various purchases using the state credit card.
- Repairs - Boat, motor, trailer, lab equipment and computer repairs.
- Professional Services - Engineer and architecture services.
- Professional Supplies and Materials - The major item requested here is rotenone, a chemical used for fish eradication. The chemical is needed to eliminate undesirable fish species from some lakes. Also included are lab chemicals, resource materials and engineering supplies.
- Food and Clothing - Uniforms and special work clothing needed by fisheries workers.
- Buildings, Grounds, Vehicle Maintenance Supplies - Equipment repair parts, electrical supplies, plumbing materials, paint, boat fuel and oil.

- Miscellaneous Supplies - nets, tools and other supplies.

**EXTRAORDINARY REPAIRS:**

- \$450,000 - Dam repair, hatchery repairs, and fishing and boating facility construction funding on lands owned by the Department.

**EQUIPMENT OVER \$5,000:**

- Three motors, one distribution trailer, one ATV replacement, one Bobcat trailer, three electrofishing boat upgrades, one big water boat, and one distribution boat and trailer.

**GRANTS:**

- \$440,000 is included for operation and maintenance of the Garrison Dam National Fish Hatchery. \$1,241,000 is for grants to local entities for boating and fishing access facilities. Universities perform some research projects for the Department(\$372,000). A grant of\$122,000 to ND Parks and Recreation is included for boating access related costs at state parks. \$325,000 is included for the Save Our Lakes program. This involves funding practices that enhance water quality. \$200,000 is for dam repair projects is cooperation with local water boards and the ND Water Commission.

**PRIVATE LANDS:**

- Special Line - \$400,000 to renovate prioritized lakes statewide to provide sustainable quality fisheries. Work includes engineering, construction of sediment filters, best management practices on agricultural land, riparian buffer protection, etc. This work is done in concert with other entities and funding sources, e.g., NRCS/Farm Bill.

**PROGRAM GOALS AND OBJECTIVES**

- To maintain and enhance angling opportunities for sport fishing by application of scientific management, research and culture techniques.
- To optimize fishing and boating oriented recreation activities on North Dakota's lakes and streams with boating and shore fishing facilities.
- To preserve and enhance fisheries habitat in North Dakota.

**REQUEST DETAIL BY PROGRAM**

720 GAME AND FISH DEPARTMENT

Biennium: 2009-2011

Bill#: HB1017

Date: 12/17/2008

Time: 14:56:11

Program: FISHERIES

Reporting Level: 00-720-200-00-00-00-00-00000000

Description	Expenditures 2005-2007 Biennium	Present Budget 2007-2009	Budget Request Change	Requested Budget 2009-2011 Biennium	Optional Request 2009-2011
<b>SALARIES AND WAGES</b>					
SALARIES - PERMANENT	1,521,992	1,920,715	162,605	2,083,320	0
TEMPORARY SALARIES	281,541	200,000	140,909	340,909	0
OVERTIME	3,924	2,000	-2,000	0	0
FRINGE BENEFITS	524,481	650,000	143,341	793,341	0
SALARY INCREASE	0	0	0	0	0
BENEFIT INCREASE	0	0	0	0	0
<b>TOTAL</b>	<b>2,331,938</b>	<b>2,772,715</b>	<b>444,855</b>	<b>3,217,570</b>	<b>0</b>
<b>SALARIES AND WAGES</b>					
GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	1,726,414	1,683,337	633,553	2,316,890	0
SPECIAL FUNDS	605,524	1,089,378	-188,698	900,680	0
<b>TOTAL</b>	<b>2,331,938</b>	<b>2,772,715</b>	<b>444,855</b>	<b>3,217,570</b>	<b>0</b>
<b>OPERATING EXPENSES</b>					
TRAVEL	459,201	502,700	120,300	623,000	0
SUPPLIES - IT SOFTWARE	17,017	5,000	10,600	15,600	0
SUPPLY/MATERIAL-PROFESSIONAL	28,700	44,600	-6,000	38,600	0
FOOD AND CLOTHING	1,438	31,000	-30,000	1,000	0
BLDG, GROUND, MAINTENANCE	78,417	108,300	-19,600	88,700	0
MISCELLANEOUS SUPPLIES	83,558	114,000	4,000	118,000	0
OFFICE SUPPLIES	68	11,100	0	11,100	0
PRINTING	1,030	17,300	0	17,300	0
IT EQUIP UNDER \$5,000	20,431	24,000	400	24,400	0
OTHER EQUIP UNDER \$5,000	52,709	50,000	0	50,000	0
OFFICE EQUIP & FURN SUPPLIES	4,999	0	0	0	0
UTILITIES	181	0	0	0	0
RENTALS/LEASES-EQUIP & OTHER	2,397	8,000	-3,000	5,000	0
RENTALS/LEASES - BLDG/LAND	20,000	9,500	5,000	14,500	0
REPAIRS	14,300	25,000	0	25,000	0
IT - DATA PROCESSING	0	10,200	-5,200	5,000	0
IT CONTRACTUAL SERVICES AND RE	0	0	8,000	8,000	0
PROFESSIONAL DEVELOPMENT	4,852	11,300	-7,000	4,300	0
OPERATING FEES AND SERVICES	216,900	168,617	111,383	280,000	0
FEES - PROFESSIONAL SERVICES	59,913	91,500	-21,000	70,500	0
<b>TOTAL</b>	<b>1,066,111</b>	<b>1,232,117</b>	<b>167,883</b>	<b>1,400,000</b>	<b>0</b>

**REQUEST DETAIL BY PROGRAM**  
**720 GAME AND FISH DEPARTMENT**  
**Biennium: 2009-2011**

**Bill#: HB1017**

**Date: 12/17/2008**  
**Time: 14:56:11**

**Program: FISHERIES**

**Reporting Level: 00-720-200-00-00-00-00-00000000**

Description	Expenditures 2005-2007 Biennium	Present Budget 2007-2009	Budget Request Change	Requested Budget 2009-2011 Biennium	Optional Request 2009-2011
<b>OPERATING EXPENSES</b>					
GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	799,583	1,008,867	0	1,008,867	0
SPECIAL FUNDS	266,528	223,250	167,883	391,133	0
<b>TOTAL</b>	<b>1,066,111</b>	<b>1,232,117</b>	<b>167,883</b>	<b>1,400,000</b>	<b>0</b>
<b>CAPITAL ASSETS</b>					
OTHER CAPITAL PAYMENTS	54,080	0	0	0	0
EXTRAORDINARY REPAIRS	489,180	444,000	6,000	450,000	0
EQUIPMENT OVER \$5000	47,907	166,000	9,000	175,000	0
<b>TOTAL</b>	<b>591,167</b>	<b>610,000</b>	<b>15,000</b>	<b>625,000</b>	<b>0</b>
<b>CAPITAL ASSETS</b>					
GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	247,339	303,500	176,500	480,000	0
SPECIAL FUNDS	343,828	306,500	-161,500	145,000	0
<b>TOTAL</b>	<b>591,167</b>	<b>610,000</b>	<b>15,000</b>	<b>625,000</b>	<b>0</b>
<b>GRANTS-GAME AND FISH</b>					
GRANTS, BENEFITS & CLAIMS	1,865,917	3,094,000	0	3,094,000	0
<b>TOTAL</b>	<b>1,865,917</b>	<b>3,094,000</b>	<b>0</b>	<b>3,094,000</b>	<b>0</b>
<b>GRANTS-GAME AND FISH</b>					
GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	1,295,543	2,237,000	300,000	2,537,000	0
SPECIAL FUNDS	570,374	857,000	-300,000	557,000	0
<b>TOTAL</b>	<b>1,865,917</b>	<b>3,094,000</b>	<b>0</b>	<b>3,094,000</b>	<b>0</b>
<b>SPECIAL LINES</b>					
LAND HABITAT & DEER DEPREDATION	444,178	382,021	0	382,021	0
RAMP AND MARINA IMPROVEMENTS	489,242	1,040,000	-1,040,000	0	0
<b>TOTAL</b>	<b>933,420</b>	<b>1,422,021</b>	<b>-1,040,000</b>	<b>382,021</b>	<b>0</b>

**REQUEST DETAIL BY PROGRAM**  
**720 GAME AND FISH DEPARTMENT**  
**Biennium: 2009-2011**

Bill#: HB1017

Date: 12/17/2008  
 Time: 14:56:11

Program: FISHERIES

Reporting Level: 00-720-200-00-00-00-00000000

Description	Expenditures 2005-2007 Biennium	Present Budget 2007-2009	Budget Request Change	Requested Budget 2009-2011 Biennium	Optional Request 2009-2011
<b>SPECIAL LINES</b>					
GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	437,091	1,040,000	-1,040,000	0	0
SPECIAL FUNDS	496,329	382,021	0	382,021	0
<b>TOTAL</b>	<b>933,420</b>	<b>1,422,021</b>	<b>-1,040,000</b>	<b>382,021</b>	<b>0</b>
<b>PROGRAM FUNDING SOURCES</b>					
GENERAL FUND	0	0	0	0	0
SPECIAL FUNDS	2,282,583	2,858,149	-482,315	2,375,834	0
FEDERAL FUNDS	4,505,970	6,272,704	70,053	6,342,757	0
<b>PROGRAM FUNDING TOTAL</b>	<b>6,788,553</b>	<b>9,130,853</b>	<b>-412,262</b>	<b>8,718,591</b>	<b>0</b>
<b>FTE EMPLOYEES</b>	<b>22.00</b>	<b>23.00</b>	<b>.00</b>	<b>23.00</b>	<b>.00</b>
<b>FUNDING DETAIL</b>					
<b>FEDERAL FUNDS</b>					
N007 DOI - FISHERIES RESTORATION	0	0	1,061,250	1,061,250	0
N069 MISC FEDERAL GRANTS	182,048	163,622	-82,622	81,000	0
N241 DOI - SPORTFISH RESTORATION	4,323,922	6,109,082	-908,575	5,200,507	0
<b>TOTAL</b>	<b>4,505,970</b>	<b>6,272,704</b>	<b>70,053</b>	<b>6,342,757</b>	<b>0</b>
<b>SPECIAL FUNDS</b>					
222 GAME & FISH DEPARTMENT FUND 222	2,282,583	2,858,149	-482,315	2,375,834	0
<b>TOTAL</b>	<b>2,282,583</b>	<b>2,858,149</b>	<b>-482,315</b>	<b>2,375,834</b>	<b>0</b>

**CHANGE PACKAGE DETAIL**

720 GAME AND FISH DEPARTMENT  
 Biennium: 2009-2011

Bill#: HB1017

Date: 12/17/2008  
 Time: 14:56:11

**PROGRAM: FISHERIES**

**REPORTING LEVEL: 00-720-200-00-00-00-00000000**

Description	Priority	FTE	General Fund	Federal Funds	Special Funds	Total Funds
<b>AGENCY BUDGET CHANGES</b>						
<b>Cost To Continue</b>						
Cost To Continue		.00	0	633,553	-188,698	444,855
<b>Total Cost to Continue</b>		<b>.00</b>	<b>0</b>	<b>633,553</b>	<b>-188,698</b>	<b>444,855</b>
<b>Base Budget Changes</b>						
<b>Other Budget Changes</b>						
A-A 10 Fisheries Grants for 2009 2011		.00	0	-740,000	-300,000	-1,040,000
A-A 15 Fishing Area Projects		.00	0	350,000	100,000	450,000
A-A 18 Fisheries Division Equipment over 5000		.00	0	130,000	45,000	175,000
A-A 4 Fisheries Division Operating Exp. Changes/A		.00	0	0	167,883	167,883
A-F 9 Remove Capital Asset Amounts		.00	0	-303,500	-306,500	-610,000
<b>Total Other Budget Changes</b>		<b>.00</b>	<b>0</b>	<b>-563,500</b>	<b>-293,617</b>	<b>-857,117</b>
<b>Total Base Budget Changes</b>		<b>.00</b>	<b>0</b>	<b>-563,500</b>	<b>-293,617</b>	<b>-857,117</b>

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## PROGRAM NARRATIVE

720 GAME AND FISH DEPARTMENT

Date: 12/17/2008

Time: 14:56:11

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Program: ENFORCEMENT

Reporting Level: 00-720-300-00-00-00-00000000

## PROGRAM PERFORMANCE MEASURES

- Maintain an enforcement contact rate of greater than 750 per warden per year.
- All calls reporting violations are responded to in less than two hours and documented.
- Accidents resulting in fatalities will be less than 5 per 100,000 registered boats per year, the annual reported accident rate of less than .5% of registered watercraft, and more than 5,000 boats will be inspected per year.

## PROGRAM STATISTICAL DATA

The effectiveness of the Enforcement Division can be judged by a healthy game and fish population not adversely affected by illegal activities. Game wardens should attend 500-700 public meetings and contact 20,000 to 25,000 people. Assistance should be given to landowners and all landowner complaints should be investigated.

## EXPLANATION OF PROGRAM COSTS

- Salary funds are included for the Enforcement Division's 36 regular employees plus seasonal temporary workers. One additional full-time position is included. This is for a pilot game warden. Enforcement's chief investigator for commercial operations is currently the division's pilot. This person is not available to fly as often as desired and is also nearing retirement. Pilot game wardens are difficult to find and to find one who could also be the head of our commercial operations section is not likely. The choice is to convert the next open district game warden position to a pilot warden and eliminate a district warden or establish a new position. The Department's preference is to add a game warden/pilot position. This person would perform regular game warden duties when not involved in aviation.
- Operating Expenses - Travel is the major expense category for this budget. District game wardens essentially live in their vehicles. They are especially active during fishing and hunting season openers. They respond to law violation complaints throughout the year. Over 1,000,000 miles per year are driven using State Fleet vehicles. The projected state fleet rate is 59 cents per mile. Professional Supplies and Materials includes depth finders, binoculars, lights, firearms, cameras, alert machines, boating related items, and numerous items costing less than \$5,000. Clothing includes uniforms and other job related clothing.
- Capital Assets - Equipment over \$5,000- An equipment replacement schedule has been established. This provides an organized, efficient way to schedule replacement of boats, motors, computers, all-terrain vehicles and other items. The amount budgeted here is required to provide reasonable quality equipment for the Enforcement Division.

## PROGRAM GOALS AND OBJECTIVES

- To enforce the provisions of Title 20.1 of the North Dakota Century Code, the Governor's proclamations, and Department regulations to assure an orderly and controlled harvest of surplus wildlife populations and to protect the wildlife resource and the rights of all citizens.
- To ensure safe boating use of North Dakota's recreational waters to save lives and property.

**REQUEST DETAIL BY PROGRAM**

720 GAME AND FISH DEPARTMENT  
Biennium: 2009-2011

Bill#: HB1017

Date: 12/17/2008

Time: 14:56:11

Program: ENFORCEMENT

Reporting Level: 00-720-300-00-00-00-00000000

Description	Expenditures 2005-2007 Biennium	Present Budget 2007-2009	Budget Request Change	Requested Budget 2009-2011 Biennium	Optional Request 2009-2011
<b>SALARIES AND WAGES</b>					
SALARIES - PERMANENT	2,786,585	3,524,091	332,109	3,856,200	0
TEMPORARY SALARIES	46,881	40,000	14,545	54,545	0
OVERTIME	839	1,000	-1,000	0	0
FRINGE BENEFITS	885,934	1,200,000	73,563	1,273,563	0
SALARY INCREASE	0	0	0	0	0
BENEFIT INCREASE	0	0	0	0	0
<b>TOTAL</b>	<b>3,720,239</b>	<b>4,765,091</b>	<b>419,217</b>	<b>5,184,308</b>	<b>0</b>
<b>SALARIES AND WAGES</b>					
GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	333,824	433,761	40,413	474,174	0
SPECIAL FUNDS	3,386,415	4,331,330	378,804	4,710,134	0
<b>TOTAL</b>	<b>3,720,239</b>	<b>4,765,091</b>	<b>419,217</b>	<b>5,184,308</b>	<b>0</b>
<b>OPERATING EXPENSES</b>					
TRAVEL	961,794	1,200,850	98,150	1,299,000	0
SUPPLIES - IT SOFTWARE	35,997	101,036	-93,036	8,000	0
SUPPLY/MATERIAL-PROFESSIONAL	354	10,750	0	10,750	0
FOOD AND CLOTHING	36,766	38,350	0	38,350	0
BLDG, GROUND, MAINTENANCE	12,774	20,000	15,350	35,350	0
MISCELLANEOUS SUPPLIES	27,799	79,000	0	79,000	0
OFFICE SUPPLIES	1,092	7,000	0	7,000	0
PRINTING	3,313	6,000	800	6,800	0
IT EQUIP UNDER \$5,000	70,943	20,500	7,100	27,600	0
OTHER EQUIP UNDER \$5,000	27,717	20,000	10,000	30,000	0
OFFICE EQUIP & FURN SUPPLIES	0	10,000	0	10,000	0
RENTALS/LEASES-EQUIP & OTHER	0	2,500	0	2,500	0
RENTALS/LEASES - BLDG/LAND	106	2,650	0	2,650	0
REPAIRS	6,411	39,500	20,000	59,500	0
IT - DATA PROCESSING	8,643	2,000	3,000	5,000	0
IT-COMMUNICATIONS	24	0	0	0	0
IT CONTRACTUAL SERVICES AND RE	0	33,000	-31,000	2,000	0
PROFESSIONAL DEVELOPMENT	3,970	11,000	3,000	14,000	0
OPERATING FEES AND SERVICES	346,200	42,500	98,000	140,500	0

**REQUEST DETAIL BY PROGRAM**

720 GAME AND FISH DEPARTMENT  
Biennium: 2009-2011

Bill#: HB1017

Date: 12/17/2008

Time: 14:56:11

Program: ENFORCEMENT		Reporting Level: 00-720-300-00-00-00-00000000			
Description	Expenditures 2005-2007 Biennium	Present Budget 2007-2009	Budget Request Change	Requested Budget 2009-2011 Biennium	Optional Request 2009-2011
FEES - PROFESSIONAL SERVICES	17,395	11,400	10,600	22,000	0
MEDICAL, DENTAL AND OPTICAL	700	0	0	0	0
<b>TOTAL</b>	<b>1,561,998</b>	<b>1,658,036</b>	<b>141,964</b>	<b>1,800,000</b>	<b>0</b>
<b>OPERATING EXPENSES</b>					
GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	355,729	229,350	-100,000	129,350	0
SPECIAL FUNDS	1,206,269	1,428,686	241,964	1,670,650	0
<b>TOTAL</b>	<b>1,561,998</b>	<b>1,658,036</b>	<b>141,964</b>	<b>1,800,000</b>	<b>0</b>
<b>CAPITAL ASSETS</b>					
EQUIPMENT OVER \$5000	150,442	112,000	38,000	150,000	0
IT EQUIP/SFTWARE OVER \$5000	0	0	25,000	25,000	0
<b>TOTAL</b>	<b>150,442</b>	<b>112,000</b>	<b>63,000</b>	<b>175,000</b>	<b>0</b>
<b>CAPITAL ASSETS</b>					
GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	84,543	43,500	-13,500	30,000	0
SPECIAL FUNDS	65,899	68,500	76,500	145,000	0
<b>TOTAL</b>	<b>150,442</b>	<b>112,000</b>	<b>63,000</b>	<b>175,000</b>	<b>0</b>
<b>PROGRAM FUNDING SOURCES</b>					
SPECIAL FUNDS	4,658,583	5,828,516	697,268	6,525,784	0
FEDERAL FUNDS	774,096	706,611	-73,087	633,524	0
GENERAL FUND	0	0	0	0	0
<b>PROGRAM FUNDING TOTAL</b>	<b>5,432,679</b>	<b>6,535,127</b>	<b>624,181</b>	<b>7,159,308</b>	<b>0</b>
<b>FTE EMPLOYEES</b>	<b>35.00</b>	<b>36.00</b>	<b>1.00</b>	<b>37.00</b>	<b>.00</b>
<b>FUNDING DETAIL</b>					
<b>FEDERAL FUNDS</b>					
N011 USCG - BOATING SAFETY	694,121	706,611	-73,087	633,524	0
N069 MISC FEDERAL GRANTS	79,975	0	0	0	0
<b>TOTAL</b>	<b>774,096</b>	<b>706,611</b>	<b>-73,087</b>	<b>633,524</b>	<b>0</b>

**REQUEST DETAIL BY PROGRAM**  
**720 GAME AND FISH DEPARTMENT**  
**Biennium: 2009-2011**

**Bill#: HB1017**

**Date: 12/17/2008**  
**Time: 14:56:11**

<b>Program: ENFORCEMENT</b>		<b>Reporting Level: 00-720-300-00-00-00-00000000</b>			
Description	Expenditures 2005-2007 Biennium	Present Budget 2007-2009	Budget Request Change	Requested Budget 2009-2011 Biennium	Optional Request 2009-2011

**SPECIAL FUNDS**

222 GAME & FISH DEPARTMENT FUND 222

**TOTAL**

4,658,583	5,828,516	697,268	6,525,784	0
<b>4,658,583</b>	<b>5,828,516</b>	<b>697,268</b>	<b>6,525,784</b>	<b>0</b>

**CHANGE PACKAGE DETAIL**  
 720 GAME AND FISH DEPARTMENT  
 Biennium: 2009-2011

Bill#: HB1017

Date: 12/17/2008  
 Time: 14:56:11

<b>PROGRAM: ENFORCEMENT</b>	<b>REPORTING LEVEL: 00-720-300-00-00-00-00000000</b>					
Description	Priority	FTE	General Fund	Federal Funds	Special Funds	Total Funds

**AGENCY BUDGET CHANGES**

**Cost To Continue**

Cost To Continue	.00	0	29,411	279,792	309,203
<b>Total Cost to Continue</b>	<b>.00</b>	<b>0</b>	<b>29,411</b>	<b>279,792</b>	<b>309,203</b>

**Base Budget Changes**

**Other Budget Changes**

A-A 20 Enforcement Equipment Replacement	.00	0	30,000	120,000	150,000
A-A 24 Enforcement Software over 5000	.00	0	0	25,000	25,000
A-A 27 Pilot Game Warden	1.00	0	11,002	99,012	110,014
A-A 5 Enforcement Division Increases and Adjustment	.00	0	-100,000	241,964	141,964
A-F 9 Remove Capital Asset Amounts	.00	0	-43,500	-68,500	-112,000
<b>Total Other Budget Changes</b>	<b>1.00</b>	<b>0</b>	<b>-102,498</b>	<b>417,476</b>	<b>314,978</b>

**Total Base Budget Changes**

<b>Total Base Budget Changes</b>	<b>1.00</b>	<b>0</b>	<b>-102,498</b>	<b>417,476</b>	<b>314,978</b>
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## PROGRAM NARRATIVE

720 GAME AND FISH DEPARTMENT

Date: 12/17/2008

Time: 14:56:11

Program: COMMUNICATIONS AND CONSERVATION

Reporting Level: 00-720-400-00-00-00-00000000

## PROGRAM PERFORMANCE MEASURES

- Educate the public about wildlife management, conservation, wildlife species and the relationships of important habits to these species. Create a public that has a wildlife stewardship conscience and the ability to make informed decisions which benefit wildlife and habitat in North Dakota.
  - Media-Utilize 4 outreach biologists located in the four major cities of Minot, Grand Forks, Fargo and Bismarck to conduct weekly radio programs that are broadcast statewide. Use these same biologists to write weekly newspaper columns that are published in major newspapers as well as smaller community publications. Publish a weekly audio news release. Respond to specific requests for developing Television and radio interviews. Provide a weekly video news feature aired by television stations statewide, and provide seasonal public service announcements for both television and radio.
  - Publications and Materials- Provide publications to the public on wildlife, conservation, and habitat to include wildlife identification guides and posters on birds, mammals, native grasses and wildflowers and reptiles/amphibians. Other publications include those that teach aging and identification of game birds and mammals, guidance on enhancing back yard habitats, building nest structures for wildlife, care and cleaning of wild game and fish. Produce a series of habitat videos on wetlands, prairie, woodlands and riparian areas. Integrate these materials into 4<sup>th</sup> and 8<sup>th</sup> grade curriculums to obtain the highest distribution throughout North Dakota schools. Continue the conversion of these materials into more readily available formats such as DVD, PowerPoint and on the website. Publish North Dakota OUTDOORS magazine to provide game and fish and conservation information to a broad cross-section of residents and nonresidents.
  - Watchable Wildlife Project- Provide educational materials and services to those individuals who enjoy wildlife and the outdoors but do not hunt, fish or trap. Provide grants to groups for activities such as building nesting structures for wildlife. Conduct an annual wildlife photo contest, winter bird survey, field trips, bluebird recovery and source for questions on these topics.
  - Outdoor Wildlife Learning Sites- Provide grants and technical support for schools and communities to construct outdoor classrooms where participants can learn about wildlife, conservation and habitat in an outdoor and hands-on setting.
  - Hooked on Fishing- Teach students about the importance of aquatic habitats and the basics of fishing.
  - Birds of ND- Use volunteers and staff to teach about the variety of birds species in North Dakota and the importance of the habitats in which they live.
  - Wildlife of ND- Use volunteers and staff to teach about the wildlife of the state, the habitats they rely upon and the adaptations they have to survive.
  - Fur Harvester Education- Promote and teach furbearer ID, wildlife management and trapping skills to the public.
  - Project Wild- Use a nationally recognized method of training teachers to teach students about wildlife, habitats and conservation through an approved set of activities.
  - State Fair- Showcase the Department and provide educational training on wildlife management, firearm skills, archery skills and fishing.
- Inform North Dakotans about rules, regulations and ethics for safe hunting, fishing, boating, trapping and other outdoor experiences. Provide education and services to accomplish above.
  - Hunter Education- Certify nearly 5,000 students in mandatory Hunter Education. Teach approximately 200 classes in 230 communities using 600-700 volunteers.
  - Hunter Education Range Development- Annually provide grants for enhancements to 10-20 community shooting ranges. Manage 4 Wildlife Management Area based shooting ranges.
  - Boat and Water Safety- Provide and promote the Home Study ND Boating Basics Course. Teach water safety to youth and adults using staff and volunteers.
- Manage nongame species in a manner that assures their populations will remain healthy and viable by working with private landowners, conservation agencies/groups and the general public.

- Wildlife Action Plan – Staff has developed a strategic level plan to guide the management of rare and declining species in the state. This includes a list of those species in greatest need of conservation as well as information on required conservation actions and greatest threats.
- Survey and Research – Staff has solicited, reviewed and administered perspective research grants with conservation partners to further our understanding of nongame populations.
- Coordinate resource planning activities with other state and federal agencies and the private sector in order to minimize fish and wildlife habitat losses associated with development or construction activities on public and private land.
  - Liaison with agencies and industry – Staff coordinated with other resource agencies in developing long-range guidelines, rules and regulations which serve to protect the fish and wildlife resources of the state. This work involved participation in various councils, advisory boards, work groups, and as hoc committees, as well as occasional involvement in public hearings.
  - Evaluation of programs – Staff attempted to investigate probable impacts of construction projects that had the potential to affect fish and wildlife resources. This usually involved a field review of the project area or discussions with the project proponent or permitting agency.
  - Reduction or prevention of losses – Staff provided REQUESTs to the project sponsor on opportunities or methods to reduce or prevent fish and wildlife habitat losses. These consisted of major or minor changes in design plans which resulted in little or no additional cost to the sponsor. Alternate plans were recommended if the project's original environmental impacts were too great.
  - Enhancement, compensation or mitigation – Staff recommended compensation or replacement for project-induced habitat losses in those instances where no feasible alternatives were available on federally funded construction projects where NEPA or the Fish and Wildlife Coordination Act applied.

## **PROGRAM STATISTICAL DATA**

- Have provided approximately \$1 million in the last 10 years to 50 shooting ranges statewide.
- Provide \$110,000 annually to community shooting ranges.
- Produce and distribute weekly news releases to reach 250,000 weekly and 350,000 daily newspaper subscribers, radio, television and national/regional magazine audiences.
- Produce and distribute weekly audio news releases to state radio stations.
- Administer Project Wild/Aquatics to train 1,000 teachers per year.
- Certify 5,000 education students per year.
- Coordinate with 600-700 Hunter Education instructors and zoo conservation volunteers.
- Administer the Boating Basics Course to 1,000 annually. Teach water safety to 2,500 students annually.
- Coordinate and manage 10-12 major events annually using volunteers to deliver programs to over 30,000 youth and adults.
- Produce 10 issues annually of ND Outdoors magazine for 31,000 subscribers.
- Handle 35,000 telephone calls per year and respond to 5,000 mail requests.
- Produced educational videos on prairie and wetland habitats.
- Broadcast 52 television news features per year.
- Produce twice yearly seasonal public service announcements for radio and television.
- Design and manage a Department web site that generates 500,000 to 2,500,000 hits per month.
- Conduct environmental reviews and provide technical input to mitigate impacts on approximately 500 development projects annually.
- Respond to approximately 1,000 phone calls, emails or walk-in inquiries on development projects or regulatory related issues.
- Participate in about 100 interagency or group meetings annually to discuss environmental issues associated with developmental projects or habitat loss.
- Grants and programs designed to educate and aid in enjoyment of nongame resources are provided. The workshop, informational meetings and personal contacts reach over 1,000 individuals per year.
- Network with over 3,000 Watchable Wildlife supporters annually.
- Approved \$500,000 to new Bismarck indoor shooting facility.

## **EXPLANATION OF PROGRAM COSTS**

- **SALARIES** – Salary dollars are requested for regular staff for the biennium. Temporary salaries are for the state fair, hunter education and for special projects.
- **OPERATING EXPENSES** – Data processing is for ND Outdoors magazine, whopper, and catch and release data. The increase is for conversion of boat registration to the web.
- **TRAVEL** – is needed to accomplish the routine travel associate with Nongame and Environmental Review, Hunter Education, Project Wild/Aquatics, ND Outdoors magazine and video and general information and education.
- **OPERATING FEES AND SERVICES** – Training expenses for over 1,000 volunteers, annual Hunter Education and Project Wild/Aquatics recognition program, stipends, radio, TV and newspaper services and small contracts.
- **PROFESSIONAL SERVICES** – Expenses related to the production of ND Outdoors video programs.
- **PRINTING** – Costs for printing 20 issues of ND Outdoors magazine and other information items.
- **PROFESSIONAL SUPPLIES AND MATERIALS** – Educational materials in the form of booklets, study guides, videos, etc.
- **MISCELLANEOUS SUPPLIES** – Costs for division uniforms, promotional awards and incentives, and boat tags.
- **EQUIPMENT** - Camera and office equipment for information and education and natural resource programs.
- **EQUIPMENT OVER \$5,000** – One pontoon boat, motor and trailer for use in the Hooked on Fishing program. Estimated cost is \$30,000.
- **GRANTS** – Continued funding \$80,000 for sheriff's departments and dive rescue teams for recreational boating safety program work. \$420,000 for shooting range grants to develop shooting ranges around the state. This includes funding for one large range project and numerous small projects. \$1,300,000 is provided for grants in the state wildlife grants program. These funds are provided for work on species that are not normally hunted. 50 to 75 percent federal funding is provided for this work, depending on the type of work done. Universities and non-profit groups normally provide most of the match for this federal funding. \$300,000 is for youth programs, archery in schools and Hooked on Fishing. The Nongame Line has \$50,000 in grant funding included to utilize donated funds for nongame work.

## **PROGRAM GOALS AND OBJECTIVES**

- To inform North Dakotans about rules, regulations and guidelines for safe, lawful hunting, fishing, boating and trapping experiences.
- To educate people about outdoor ethics, principles of wildlife management and ecological relationships.
- To create a stewardship conscience in people
- To network with volunteers in this effort.
- To provide assistance programs and incentives for individuals and groups to protect habitat and enjoy wildlife.
- To protect and enhance wildlife habitat in North Dakota.
- To coordinate Department activities with state, federal and private interests.
- To maintain Department habitat base information.
- To formulate Department responses on activities which affect fish and wildlife resources in North Dakota.
- To implement the Outdoor Wildlife Learning Sites (OWLS) program and the Watchable Wildlife Project.

**REQUEST DETAIL BY PROGRAM**

720 GAME AND FISH DEPARTMENT

Biennium: 2009-2011

Bill#: HB1017

Date: 12/17/2008

Time: 14:56:11

Program: COMMUNICATIONS AND CONSERVATION

Reporting Level: 00-720-400-00-00-00-00000000

Description	Expenditures 2005-2007 Biennium	Present Budget 2007-2009	Budget Request Change	Requested Budget 2009-2011 Biennium	Optional Request 2009-2011
<b>SALARIES AND WAGES</b>					
SALARIES - PERMANENT	1,649,097	1,896,040	222,344	2,118,384	0
TEMPORARY SALARIES	69,562	75,000	15,909	90,909	0
OVERTIME	242	2,000	-2,000	0	0
FRINGE BENEFITS	524,442	535,000	161,885	696,885	0
SALARY INCREASE	0	0	0	0	0
BENEFIT INCREASE	0	0	0	0	0
<b>TOTAL</b>	<b>2,243,343</b>	<b>2,508,040</b>	<b>398,138</b>	<b>2,906,178</b>	<b>0</b>
<b>SALARIES AND WAGES</b>					
GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	686,782	865,177	-130,181	734,996	0
SPECIAL FUNDS	1,556,561	1,642,863	528,319	2,171,182	0
<b>TOTAL</b>	<b>2,243,343</b>	<b>2,508,040</b>	<b>398,138</b>	<b>2,906,178</b>	<b>0</b>
<b>OPERATING EXPENSES</b>					
TRAVEL	179,128	248,950	39,050	288,000	0
SUPPLIES - IT SOFTWARE	9,885	0	8,300	8,300	0
SUPPLY/MATERIAL-PROFESSIONAL	67,852	52,500	21,400	73,900	0
FOOD AND CLOTHING	875	1,200	0	1,200	0
BLDG, GROUND, MAINTENANCE	7,166	0	0	0	0
MISCELLANEOUS SUPPLIES	29,120	49,950	16,000	65,950	0
OFFICE SUPPLIES	479	0	0	0	0
PRINTING	330,599	329,928	5,272	335,200	0
IT EQUIP UNDER \$5,000	9,395	17,500	-2,500	15,000	0
OTHER EQUIP UNDER \$5,000	11,145	0	0	0	0
OFFICE EQUIP & FURN SUPPLIES	1,530	0	0	0	0
RENTALS/LEASES - BLDG/LAND	12,823	30,000	0	30,000	0
REPAIRS	7,418	1,000	0	1,000	0
IT - DATA PROCESSING	11,532	13,950	59,050	73,000	0
IT-COMMUNICATIONS	234	0	0	0	0
IT CONTRACTUAL SERVICES AND RE	0	0	2,000	2,000	0
PROFESSIONAL DEVELOPMENT	107,990	75,100	35,000	110,100	0
OPERATING FEES AND SERVICES	208,800	561,350	0	561,350	0
FEES - PROFESSIONAL SERVICES	55,310	50,000	-15,000	35,000	0
<b>TOTAL</b>	<b>1,051,281</b>	<b>1,431,428</b>	<b>168,572</b>	<b>1,600,000</b>	<b>0</b>

**REQUEST DETAIL BY PROGRAM**  
**720 GAME AND FISH DEPARTMENT**  
**Biennium: 2009-2011**

Bill#: HB1017

Date: 12/17/2008  
 Time: 14:56:11

Program: COMMUNICATIONS AND CONSERVATION

Reporting Level: 00-720-400-00-00-00-00000000

Description	Expenditures 2005-2007 Biennium	Present Budget 2007-2009	Budget Request Change	Requested Budget 2009-2011 Biennium	Optional Request 2009-2011
<b>OPERATING EXPENSES</b>					
GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	783,844	504,587	0	504,587	0
SPECIAL FUNDS	267,437	926,841	168,572	1,095,413	0
<b>TOTAL</b>	<b>1,051,281</b>	<b>1,431,428</b>	<b>168,572</b>	<b>1,600,000</b>	<b>0</b>
<b>CAPITAL ASSETS</b>					
EXTRAORDINARY REPAIRS	2,000	35,800	-35,800	0	0
EQUIPMENT OVER \$5000	44,963	39,500	-9,500	30,000	0
<b>TOTAL</b>	<b>46,963</b>	<b>75,300</b>	<b>-45,300</b>	<b>30,000</b>	<b>0</b>
<b>CAPITAL ASSETS</b>					
GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	8,770	0	22,500	22,500	0
SPECIAL FUNDS	38,193	75,300	-67,800	7,500	0
<b>TOTAL</b>	<b>46,963</b>	<b>75,300</b>	<b>-45,300</b>	<b>30,000</b>	<b>0</b>
<b>CAPITAL CONSTRUCTION CARRYOVER</b>					
LAND AND BUILDINGS	0	81,600	-81,600	0	0
<b>TOTAL</b>	<b>0</b>	<b>81,600</b>	<b>-81,600</b>	<b>0</b>	<b>0</b>
<b>CAPITAL CONSTRUCTION CARRYOVER</b>					
GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	0	0	0	0	0
SPECIAL FUNDS	0	81,600	-81,600	0	0
<b>TOTAL</b>	<b>0</b>	<b>81,600</b>	<b>-81,600</b>	<b>0</b>	<b>0</b>
<b>GRANTS-GAME AND FISH</b>					
GRANTS, BENEFITS & CLAIMS	1,752,766	2,321,070	-221,070	2,100,000	0
<b>TOTAL</b>	<b>1,752,766</b>	<b>2,321,070</b>	<b>-221,070</b>	<b>2,100,000</b>	<b>0</b>
<b>GRANTS-GAME AND FISH</b>					
GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	1,552,825	1,920,570	-412,500	1,508,070	0
SPECIAL FUNDS	199,941	400,500	191,430	591,930	0
<b>TOTAL</b>	<b>1,752,766</b>	<b>2,321,070</b>	<b>-221,070</b>	<b>2,100,000</b>	<b>0</b>

**REQUEST DETAIL BY PROGRAM**  
**720 GAME AND FISH DEPARTMENT**  
**Biennium: 2009-2011**

Bill#: HB1017

Date: 12/17/2008  
 Time: 14:56:11

Program: COMMUNICATIONS AND CONSERVATION

Reporting Level: 00-720-400-00-00-00-00000000

Description	Expenditures 2005-2007 Biennium	Present Budget 2007-2009	Budget Request Change	Requested Budget 2009-2011 Biennium	Optional Request 2009-2011
<b>SPECIAL LINES</b>					
NONGAME WILDLIFE CONSERVATION	6,369	120,000	0	120,000	0
RECRUITMENT AND RETENTION	0	30,000	-30,000	0	0
<b>TOTAL</b>	<b>6,369</b>	<b>150,000</b>	<b>-30,000</b>	<b>120,000</b>	<b>0</b>
<b>SPECIAL LINES</b>					
GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	0	0	0	0	0
SPECIAL FUNDS	6,369	150,000	-30,000	120,000	0
<b>TOTAL</b>	<b>6,369</b>	<b>150,000</b>	<b>-30,000</b>	<b>120,000</b>	<b>0</b>
<b>PROGRAM FUNDING SOURCES</b>					
FEDERAL FUNDS	3,032,221	3,290,334	-520,181	2,770,153	0
GENERAL FUND	0	0	0	0	0
SPECIAL FUNDS	2,068,501	3,277,104	708,921	3,986,025	0
<b>PROGRAM FUNDING TOTAL</b>	<b>5,100,722</b>	<b>6,567,438</b>	<b>188,740</b>	<b>6,756,178</b>	<b>0</b>
<b>FTE EMPLOYEES</b>	<b>21.00</b>	<b>21.00</b>	<b>.00</b>	<b>21.00</b>	<b>.00</b>
<b>FUNDING DETAIL</b>					
<b>FEDERAL FUNDS</b>					
N008 DOI - WILDLIFE RESTORATION	1,244,090	1,535,703	-266,029	1,269,674	0
N011 USCG - BOATING SAFETY	132,417	141,081	57,617	198,698	0
N068 STATE WILDLIFE GRANTS	1,065,894	1,240,570	-300,500	940,070	0
N099 STATE WILDLIFE GRANTS	222,964	163,619	-33,552	130,067	0
N241 DOI - SPORTFISH RESTORATION	366,856	209,361	22,283	231,644	0
<b>TOTAL</b>	<b>3,032,221</b>	<b>3,290,334</b>	<b>-520,181</b>	<b>2,770,153</b>	<b>0</b>
<b>SPECIAL FUNDS</b>					
216 NON-GAME WILDLIFE FUND 216	6,369	120,000	0	120,000	0
222 GAME & FISH DEPARTMENT FUND 222	2,062,132	3,157,104	708,921	3,866,025	0
<b>TOTAL</b>	<b>2,068,501</b>	<b>3,277,104</b>	<b>708,921</b>	<b>3,986,025</b>	<b>0</b>

**CHANGE PACKAGE DETAIL**

720 GAME AND FISH DEPARTMENT  
Biennium: 2009-2011

Bill#: HB1017

Date: 12/17/2008  
Time: 14:56:11

**PROGRAM: COMMUNICATIONS AND CONSERVATION**      **REPORTING LEVEL: 00-720-400-00-00-00-00000000**

Description	Priority	FTE	General Fund	Federal Funds	Special Funds	Total Funds
<b>AGENCY BUDGET CHANGES</b>						
<b>Cost To Continue</b>						
Cost To Continue		.00	0	-130,181	528,319	398,138
<b>Total Cost to Continue</b>		<b>.00</b>	<b>0</b>	<b>-130,181</b>	<b>528,319</b>	<b>398,138</b>
<b>Base Budget Changes</b>						
<b>Other Budget Changes</b>						
A-A 19 C C Division Pontoon boat for Hooked on Fi		.00	0	22,500	7,500	30,000
A-A 6 Conservation and Communication General Adju		.00	0	-412,500	330,002	-82,498
A-F 13 Remove Capital Carryover		.00	0	0	-81,600	-81,600
A-F 9 Remove Capital Asset Amounts		.00	0	0	-75,300	-75,300
<b>Total Other Budget Changes</b>		<b>.00</b>	<b>0</b>	<b>-390,000</b>	<b>180,602</b>	<b>-209,398</b>
<b>Total Base Budget Changes</b>		<b>.00</b>	<b>0</b>	<b>-390,000</b>	<b>180,602</b>	<b>-209,398</b>

**PROGRAM NARRATIVE**

720 GAME AND FISH DEPARTMENT

Date: 12/17/2008  
Time: 14:56:11

Program: WILDLIFE

Reporting Level: 00-720-700-00-00-00-00000000

**PROGRAM PERFORMANCE MEASURES**

- High hunter satisfaction and hunting quality as a result of sufficient populations of big game, waterfowl, upland game, and furbearer species.
- Reasonable access to quality hunting opportunities on both private and public lands of North Dakota.
- High hunter recruitment and retention with relatively low level of conflicts with private landowners associated with wildlife damages, noxious weeds, and hunters.

**PROGRAM STATISTICAL DATA**

Over 150,000 user days are spent hunting big game, resulting in annual expenditures of over \$6 million. About 80,000 deer hunters will harvest over 100,000 deer. About 140 moose permits, 560 elk permits and 4 bighorn permits will be issued annually. The pronghorn season involves about 1,600 permits. In 2006, 49,000 waterfowl hunters spent 361,600 days and \$15 million harvesting 279,000 ducks and about 203,000 geese. About 80,000 upland bird hunters will spend over \$6.5 million and over 360,000 days harvesting an estimated 80,000 gray partridge, 150,000 sharp-tailed grouse and about 800,000 pheasants each year. In an average year fur sales total about \$4 million, but prices are low and this number is expected to continue to decline. Full and aggressive implementation of the private land initiatives will help maintain or increase recreational opportunities. About 1,315,000 days are spent hunting each year, generating direct expenditures of \$27.9 million annually.

This program includes habitat development, management and enhancement of state-owned or leased Wildlife Management Areas totaling 230,000 acres. The land is managed for optimum wildlife production, particularly for game species, and provides high quality habitat for game and nongame species. The program includes staff that conduct wildlife surveys and make recommendations for hunting seasons and conduct research to determine management methods to improve recreational opportunities. Private Lands Section staff make contacts with landowners, conducting an evaluation of each farm or area as requested by the landowners for suitability as wildlife habitat. Technical assistance or financial agreement terms are negotiated and established. Short-term agreements are developed that provide annual compensation or one-time payments for use of private land to produce wildlife. The deer depredation fund is used to construct "deer-proof" hay yards and feed deer that are causing depredation problems on private lands.

**EXPLANATION OF PROGRAM COSTS**

**SALARIES:**

- Includes salaries for regular staff and for seasonal temporary workers.

**OPERATING EXPENSES:**

- Travel - State Fleet and travel related expenses are the largest operating expense item for this division. Staff does many wildlife population surveys from motor vehicles. They also travel to and work on department lands throughout the state.
- Lease/Rental-Equipment - Consists mainly of rental costs/hiring of aircraft for aerial wildlife surveys. Some construction equipment is also rented.
- Dues & Prof. Development - To provide staff training in supervision, performance appraisals, fire management, safety, computer use and other items.
- Operating Fees and Services - Research and special contract fees, such as payment for bird production, and various purchases using the state credit card.
- Professional Services - Veterinary services, laboratory services and misc. professional services.

- Pr
- Printing - Costs for division related publications including information materials for the public and special professional publications.
  - Buildings/Vehicle Maintenance Supplies - Trees, gravel, lumber, seed, feed and other supplies. Equipment repair parts, paint, fuel and oil.
  - Miscellaneous Supplies - Fencing materials and expendable tools.
  - Equipment under \$5,000 - Mainly replacement computes, mower, farm equipment and misc. items.

#### CAPITAL ASSETS:

- Equipment over \$5,000 - Replacement farm equipment, snowmobiles, trailers, mowers and other items.
- Land acquisition - This budget is \$800,000 for purchase of small tracts near wildlife management areas, possibly an inholding or similar opportunity that may come up during the biennium.
- Extraordinary Repairs -- Fences, roads, water control structures and similar work on Department wildlife management areas statewide.

#### GRANTS:

- For work with wildlife groups and other organizations on cooperative projects. Also wildlife research at universities. These include chronic wasting disease work, North American Wetland Conservation Act waterfowl habitat projects, salt cedar census work, plus others as needs arise. This budget also includes \$150,000 for State Veterinarian costs related to work on wildlife species including the handling of propagation permits.

#### PRIVATE LAND HABITAT AND ACCESS IMPROVEMENT PROGRAM:

- About 50% of this program is funded with interest earned on game and fish funds and from habitat stamp sales. Cash from the regular Game and Fish fund is used to fund the other 50%. Funds are used to cost share with landowners on trees, food and other wildlife plantings. Wildlife habitat plots are leased, big game and furbearer depredation programs are funded, and water quality work is done. Hunting access agreements are made with private land owners. Total acres in this program is currently about 1,000,000.

#### NOXIOUS WEED CONTROL:

- Funding is requested for control of noxious weeds on department managed lands in compliance with state law. An increase of \$100,000 is requested to handle anticipated higher weed control costs due to inflation, especially higher fuel and chemical costs.

#### LONETREE SPECIAL LINE ITEM:

- The Lonetree line item is 100% federally funded. The U.S. Congress, through the Garrison Diversion Reformulation Act, established that the State of North Dakota should manage the Lonetree area for wildlife purposes. The Department receives funding for management of the area from the Bureau of Reclamation. This funding is for operations, maintenance and development on this 33,000 acre area. Five regular staff positions are funded from this line item. The budget request is increased because federal payments, by formula, will be slightly higher next biennium. It includes \$50,000 for replacement farm equipment used on this area.

#### WILDLIFE SERVICES:

- \$680,000 is provided for the state share of the Wildlife Services animal damage control work through the ND Department of Agriculture.

### PROGRAM GOALS AND OBJECTIVES

This program includes Department responsibilities for the management of wildlife in North Dakota. The manipulation and distribution of wildlife and their habitat on Wildlife Management Areas(230,000 acres) are accomplished to maintain acceptable populations of these species to provide optimal recreational opportunities for both consumptive and nonconsumptive users. There are about 100,000 resident hunters in North Dakota. This program includes the Private Lands Initiative. It is designed to improve wildlife habitat and foster better working relationships between the agricultural and wildlife communities. The goal of 1,000,000 acres of public hunting access on private land by 2009 was reached two years early in September 2007.

0228

RECOMMENDATION DETAIL BY PROGRAM

720 GAME AND FISH DEPARTMENT

Biennium: 2009-2011

Bill#: HB1017

Date: 12/17/2008

Time: 14:56:11

Program: WILDLIFE

Reporting Level: 00-720-700-00-00-00-00000000

Description	Expenditures 2005-2007 Biennium	Present Budget 2007-2009	Budget Request Change	Requested Budget 2009-2011 Biennium	Optional Request 2009-2011
<b>GRANTS-GAME AND FISH</b>					
GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	125,767	93,250	0	93,250	0
SPECIAL FUNDS	673,088	783,162	-76,412	706,750	0
<b>TOTAL</b>	<b>798,855</b>	<b>876,412</b>	<b>-76,412</b>	<b>800,000</b>	<b>0</b>
<b>SPECIAL LINES</b>					
LAND HABITAT & DEER DEPREDATION	9,062,660	12,404,330	-1,786,351	10,617,979	0
LONETREE RESERVOIR	1,352,091	1,594,713	5,287	1,600,000	0
NOXIOUS WEED CONTROL	466,883	450,000	100,000	550,000	0
WILDLIFE SERVICES	680,000	680,000	0	680,000	0
<b>TOTAL</b>	<b>11,561,634</b>	<b>15,129,043</b>	<b>-1,681,064</b>	<b>13,447,979</b>	<b>0</b>
<b>SPECIAL LINES</b>					
GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	1,772,257	2,383,108	220,740	2,603,848	0
SPECIAL FUNDS	9,789,377	12,745,935	-1,901,804	10,844,131	0
<b>TOTAL</b>	<b>11,561,634</b>	<b>15,129,043</b>	<b>-1,681,064</b>	<b>13,447,979</b>	<b>0</b>
<b>PROGRAM FUNDING SOURCES</b>					
GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	5,512,482	6,222,517	2,149,009	8,371,526	0
SPECIAL FUNDS	12,328,796	17,150,999	-2,553,234	14,597,765	0
<b>PROGRAM FUNDING TOTAL</b>	<b>17,841,278</b>	<b>23,373,516</b>	<b>-404,225</b>	<b>22,969,291</b>	<b>0</b>
<b>FTE EMPLOYEES</b>	<b>47.00</b>	<b>48.00</b>	<b>.00</b>	<b>48.00</b>	<b>.00</b>
<b>FUNDING DETAIL</b>					
<b>FEDERAL FUNDS</b>					
N008 DOI - WILDLIFE RESTORATION	3,699,783	3,761,898	1,854,019	5,615,917	0
N044 DOI - BUREAU OF RECLAMATION	1,460,108	1,670,133	381,257	2,051,390	0
N068 STATE WILDLIFE GRANTS	0	400,000	0	400,000	0
N069 MISC FEDERAL GRANTS	352,591	390,486	-86,267	304,219	0
<b>TOTAL</b>	<b>5,512,482</b>	<b>6,222,517</b>	<b>2,149,009</b>	<b>8,371,526</b>	<b>0</b>

**RECOMMENDATION DETAIL BY PROGRAM**

Date: 12/17/2008

720 GAME AND FISH DEPARTMENT

Bill#: HB1017

Time: 14:56:11

Biennium: 2009-2011

Program: WILDLIFE		Reporting Level: 00-720-700-00-00-00-00000000				
Description		Expenditures 2005-2007 Biennium	Present Budget 2007-2009	Budget Request Change	Requested Budget 2009-2011 Biennium	Optional Request 2009-2011
<b>SALARIES AND WAGES</b>						
SALARIES - PERMANENT		2,079,843	3,133,805	230,131	3,363,936	0
TEMPORARY SALARIES		394,035	325,000	15,909	340,909	0
OVERTIME		5,840	20,000	-20,000	0	0
FRINGE BENEFITS		726,039	1,000,000	181,467	1,181,467	0
SALARY INCREASE		0	0	0	0	0
BENEFIT INCREASE		0	0	0	0	0
<b>TOTAL</b>		<b>3,205,757</b>	<b>4,478,805</b>	<b>407,507</b>	<b>4,886,312</b>	<b>0</b>
<b>SALARIES AND WAGES</b>						
GENERAL FUND		0	0	0	0	0
FEDERAL FUNDS		2,159,116	1,866,446	1,418,536	3,284,982	0
SPECIAL FUNDS		1,046,641	2,612,359	-1,011,029	1,601,330	0
<b>TOTAL</b>		<b>3,205,757</b>	<b>4,478,805</b>	<b>407,507</b>	<b>4,886,312</b>	<b>0</b>
<b>OPERATING EXPENSES</b>						
TRAVEL		715,289	800,000	156,000	956,000	0
SUPPLIES - IT SOFTWARE		4,723	15,000	8,100	23,100	0
SUPPLY/MATERIAL-PROFESSIONAL		55,423	35,000	5,000	40,000	0
FOOD AND CLOTHING		1,689	2,000	0	2,000	0
BLDG, GROUND, MAINTENANCE		161,254	137,500	0	137,500	0
MISCELLANEOUS SUPPLIES		66,254	25,000	0	25,000	0
POSTAGE		1,479	0	0	0	0
PRINTING		27,521	30,000	0	30,000	0
IT EQUIP UNDER \$5,000		23,413	25,000	1,300	26,300	0
OTHER EQUIP UNDER \$5,000		30,714	25,000	0	25,000	0
OFFICE EQUIP & FURN SUPPLIES		4,872	0	0	0	0
RENTALS/LEASES-EQUIP & OTHER		10,531	5,000	0	5,000	0
RENTALS/LEASES - BLDG/LAND		8,077	12,000	0	12,000	0
REPAIRS		17,027	30,000	0	30,000	0
IT - DATA PROCESSING		1,201	500	4,500	5,000	0
IT CONTRACTUAL SERVICES AND RE		0	0	8,000	8,000	0
PROFESSIONAL DEVELOPMENT		2,500	30,000	0	30,000	0
OPERATING FEES AND SERVICES		298,200	854,486	10,114	864,600	0
FEES - PROFESSIONAL SERVICES		326,190	265,500	15,000	280,500	0
<b>TOTAL</b>		<b>1,756,357</b>	<b>2,291,986</b>	<b>208,014</b>	<b>2,500,000</b>	<b>0</b>

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**RECOMMENDATION DETAIL BY PROGRAM**

720 GAME AND FISH DEPARTMENT  
 Biennium: 2009-2011

Bill#: HB1017

Date: 12/17/2008

Time: 14:56:11

Program: WILDLIFE

Reporting Level: 00-720-700-00-00-00-00000000

Description	Expenditures 2005-2007 Biennium	Present Budget 2007-2009	Budget Request Change	Requested Budget 2009-2011 Biennium	Optional Request 2009-2011
<b>OPERATING EXPENSES</b>					
GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	1,317,267	1,659,086	400,000	2,059,086	0
SPECIAL FUNDS	439,090	632,900	-191,986	440,914	0
<b>TOTAL</b>	<b>1,756,357</b>	<b>2,291,986</b>	<b>208,014</b>	<b>2,500,000</b>	<b>0</b>
<b>CAPITAL ASSETS</b>					
LAND AND BUILDINGS	275,141	0	0	0	0
OTHER CAPITAL PAYMENTS	4,200	0	800,000	800,000	0
EXTRAORDINARY REPAIRS	56,306	203,500	196,500	400,000	0
EQUIPMENT OVER \$5000	183,028	215,670	-80,670	135,000	0
<b>TOTAL</b>	<b>518,675</b>	<b>419,170</b>	<b>915,830</b>	<b>1,335,000</b>	<b>0</b>
<b>CAPITAL ASSETS</b>					
GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	138,075	220,627	109,733	330,360	0
SPECIAL FUNDS	380,600	198,543	806,097	1,004,640	0
<b>TOTAL</b>	<b>518,675</b>	<b>419,170</b>	<b>915,830</b>	<b>1,335,000</b>	<b>0</b>
<b>CAPITAL CONSTRUCTION CARRYOVER</b>					
LAND AND BUILDINGS	0	178,100	-178,100	0	0
<b>TOTAL</b>	<b>0</b>	<b>178,100</b>	<b>-178,100</b>	<b>0</b>	<b>0</b>
<b>CAPITAL CONSTRUCTION CARRYOVER</b>					
GENERAL FUND	0	0	0	0	0
FEDERAL FUNDS	0	0	0	0	0
SPECIAL FUNDS	0	178,100	-178,100	0	0
<b>TOTAL</b>	<b>0</b>	<b>178,100</b>	<b>-178,100</b>	<b>0</b>	<b>0</b>
<b>GRANTS-GAME AND FISH</b>					
GRANTS, BENEFITS & CLAIMS	798,855	876,412	-76,412	800,000	0
<b>TOTAL</b>	<b>798,855</b>	<b>876,412</b>	<b>-76,412</b>	<b>800,000</b>	<b>0</b>

CHANGE PACKAGE DETAIL

720 GAME AND FISH DEPARTMENT  
Biennium: 2009-2011

Bill#: HB1017

Date: 12/17/2008

Time: 14:56:11

PROGRAM: WILDLIFE

REPORTING LEVEL: 00-720-700-00-00-00-00000000

Description	Priority	FTE	General Fund	Federal Funds	Special Funds	Total Funds
<b>AGENCY BUDGET CHANGES</b>						
<b>Cost To Continue</b>						
Cost To Continue		.00	0	1,531,541	-1,586,004	-54,463
<b>Total Cost to Continue</b>		<b>.00</b>	<b>0</b>	<b>1,531,541</b>	<b>-1,586,004</b>	<b>-54,463</b>
<b>Base Budget Changes</b>						
<b>Other Budget Changes</b>						
A-A 12 Land Acquisition		.00	0	0	800,000	800,000
A-A 16 Wildlife Management Area Improvements		.00	0	250,000	150,000	400,000
A-A 21 Wildlife Division Equipment Replacement		.00	0	130,000	55,000	185,000
A-A 22 Wildlife Division Grant Reduction		.00	0	0	-139,422	-139,422
A-A 25 Wildlife Division Special Line Adjustments		.00	0	-87,718	-1,351,829	-1,439,547
A-A 7 Wildlife Division Operating Expense Adjustm		.00	0	400,000	-128,976	271,024
A-A 8 Noxious Weed Line Adjustments		.00	0	215,453	25,000	240,453
A-F 13 Remove Capital Carryover		.00	0	0	-178,100	-178,100
A-F 9 Remove Capital Asset Amounts		.00	0	-290,267	-198,903	-489,170
<b>Total Other Budget Changes</b>		<b>.00</b>	<b>0</b>	<b>617,468</b>	<b>-967,230</b>	<b>-349,762</b>
<b>Total Base Budget Changes</b>		<b>.00</b>	<b>0</b>	<b>617,468</b>	<b>-967,230</b>	<b>-349,762</b>

**RECOMMENDATION DETAIL BY PROGRAM**

Date: 12/17/2008

720 GAME AND FISH DEPARTMENT

Bill#: HB1017

Time: 14:56:11

Biennium: 2009-2011

Program: WILDLIFE

Reporting Level: 00-720-700-00-00-00-00000000

Description	Expenditures 2005-2007 Biennium	Present Budget 2007-2009	Budget Request Change	Requested Budget 2009-2011 Biennium	Optional Request 2009-2011
<b>SPECIAL FUNDS</b>					
222 GAME & FISH DEPARTMENT FUND 222	3,374,040	11,235,064	-1,881,922	9,353,142	0
488 HABITAT AND DEPREDATION FUND 488	8,954,756	5,915,935	-671,312	5,244,623	0
<b>TOTAL</b>	<b>12,328,796</b>	<b>17,150,999</b>	<b>-2,553,234</b>	<b>14,597,765</b>	<b>0</b>

## PROGRAM NARRATIVE

720 GAME AND FISH DEPARTMENT

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HB 1017

Enacted 7/1/09

Date: 12/17/2008  
Time: 14:56:11

Program: WILDLIFE

Reporting Level: 00-720-700-00-00-00-00000000

## PROGRAM PERFORMANCE MEASURES

- High hunter satisfaction and hunting quality as a result of sufficient populations of big game, waterfowl, upland game, and furbearer species.
- Reasonable access to quality hunting opportunities on both private and public lands of North Dakota.
- High hunter recruitment and retention with relatively low level of conflicts with private landowners associated with wildlife damages, noxious weeds, and hunters.

## PROGRAM STATISTICAL DATA

Over 150,000 user days are spent hunting big game, resulting in annual expenditures of over \$6 million. About 80,000 deer hunters will harvest over 100,000 deer. About 140 moose permits, 560 elk permits and 4 bighorn permits will be issued annually. The pronghorn season involves about 1,600 permits. In 2006, 49,000 waterfowl hunters spent 361,600 days and \$15 million harvesting 279,000 ducks and about 203,000 geese. About 80,000 upland bird hunters will spend over \$6.5 million and over 360,000 days harvesting an estimated 80,000 gray partridge, 150,000 sharp-tailed grouse and about 800,000 pheasants each year. In an average year fur sales total about \$4 million, but prices are low and this number is expected to continue to decline. Full and aggressive implementation of the private land initiatives will help maintain or increase recreational opportunities. About 1,315,000 days are spent hunting each year, generating direct expenditures of \$27.9 million annually.

This program includes habitat development, management and enhancement of state-owned or leased Wildlife Management Areas totaling 230,000 acres. The land is managed for optimum wildlife production, particularly for game species, and provides high quality habitat for game and nongame species. The program includes staff that conduct wildlife surveys and make recommendations for hunting seasons and conduct research to determine management methods to improve recreational opportunities. Private Lands Section staff make contacts with landowners, conducting an evaluation of each farm or area as requested by the landowners for suitability as wildlife habitat. Technical assistance or financial agreement terms are negotiated and established. Short-term agreements are developed that provide annual compensation or one-time payments for use of private land to produce wildlife. The deer depredation fund is used to construct "deer-proof" hay yards and feed deer that are causing depredation problems on private lands.

## EXPLANATION OF PROGRAM COSTS

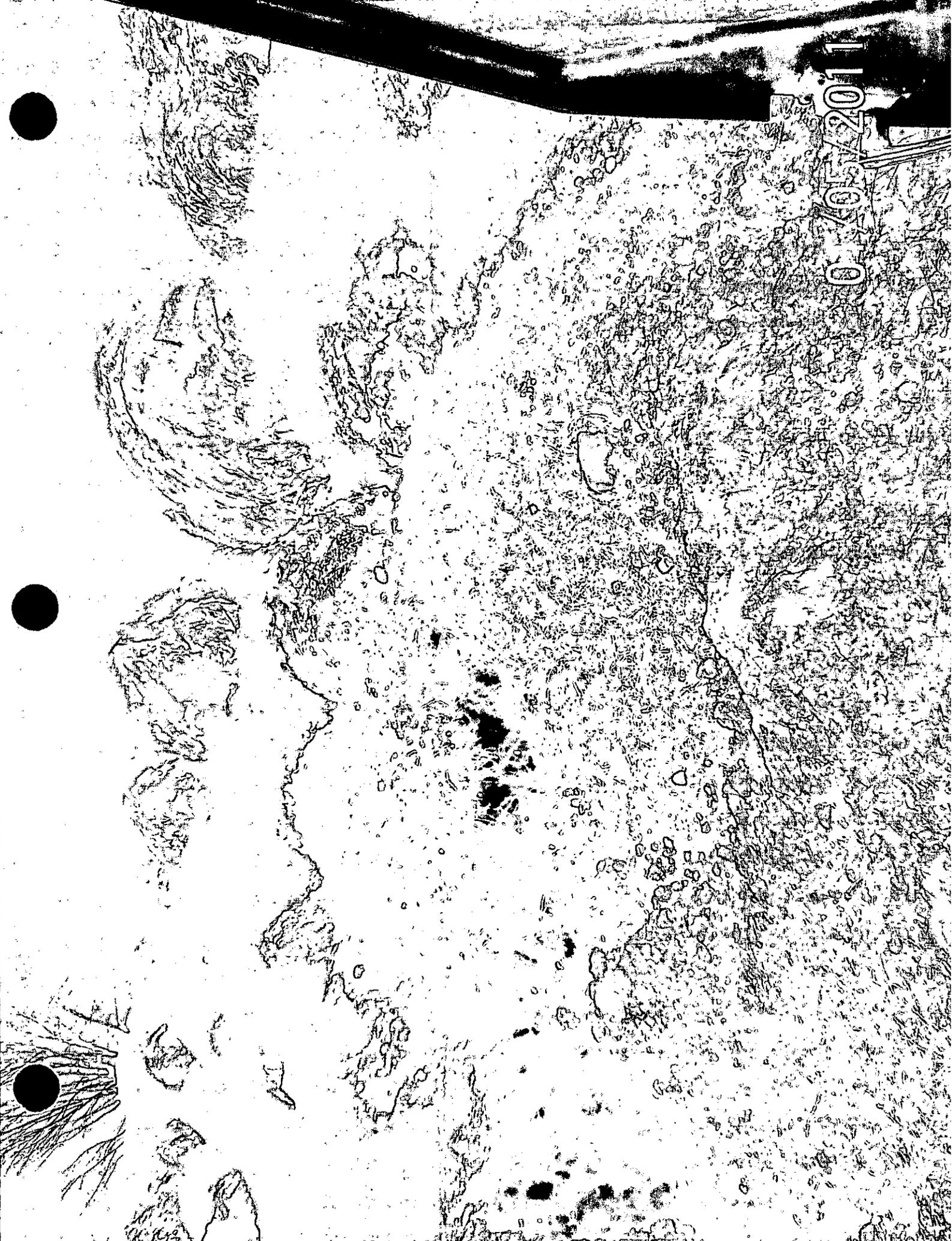
### SALARIES:

- Includes salaries for regular staff and for seasonal temporary workers.

### OPERATING EXPENSES:

- Travel - State Fleet and travel related expenses are the largest operating expense item for this division. Staff does many wildlife population surveys from motor vehicles. They also travel to and work on department lands throughout the state.
- Lease/Rental-Equipment - Consists mainly of rental costs/hiring of aircraft for aerial wildlife surveys. Some construction equipment is also rented.
- Dues & Prof. Development - To provide staff training in supervision, performance appraisals, fire management, safety, computer use and other items.
- Operating Fees and Services - Research and special contract fees, such as payment for bird production, and various purchases using the state credit card.
- Professional Services - Veterinary services, laboratory services and misc. professional services.

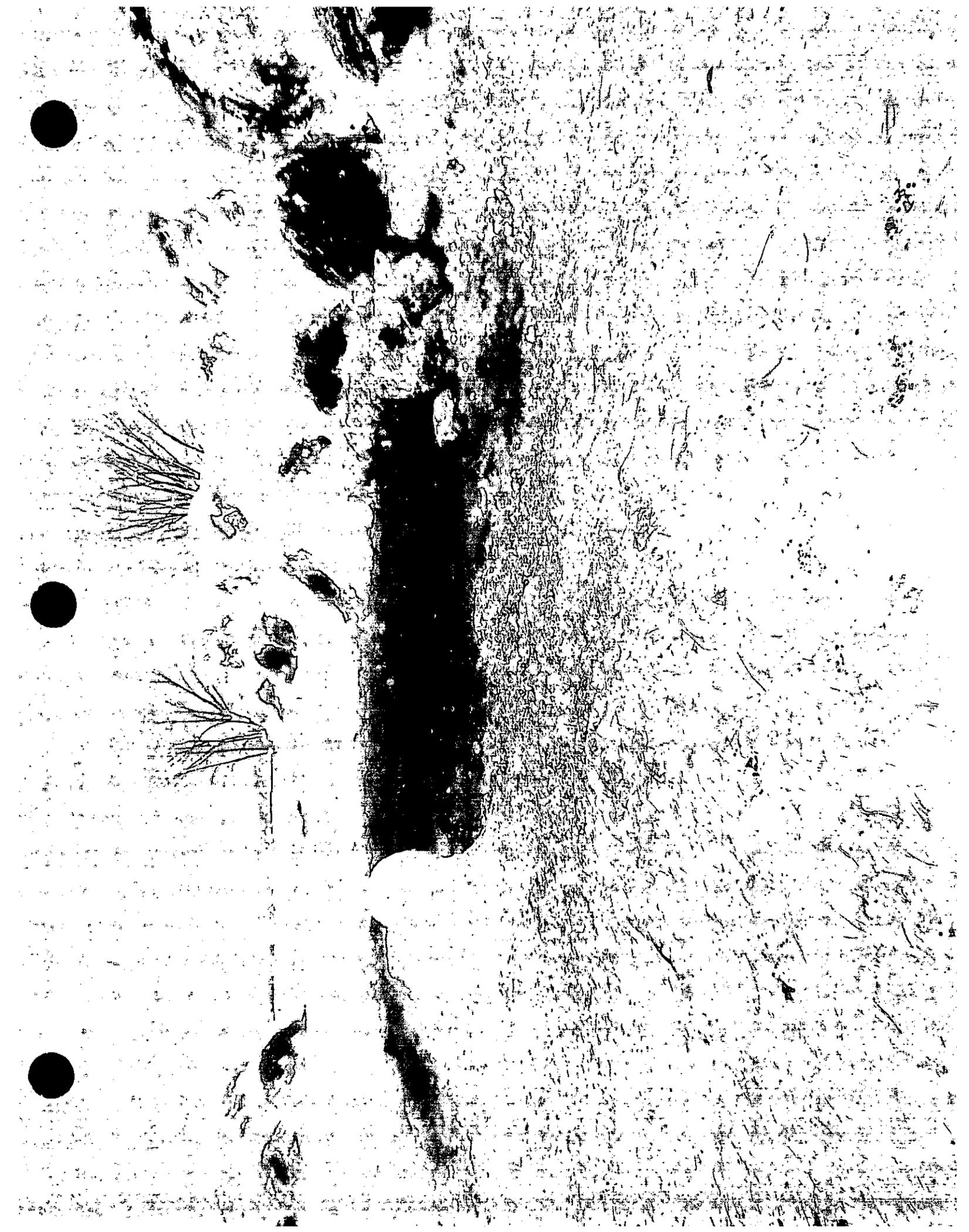
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## ND GAME AND FISH DEPARTMENT

Response to Senate Appropriations Information Request dated 1/24/11

1. Information regarding boating access and development grants including a breakdown of grants to be provided.

**RESPONSE:** Local entities are requested to submit project proposals for development work (e.g. ramps, piers, etc.) to the Department for possible cost share by February 1<sup>st</sup> of each year. The Department screens and prioritizes all submitted projects. Projects are selected based on local need, importance of the fishing water body and budget considerations. The Department cost shares with the local entities at a 75:25 split. Every year numerous submitted projects are rejected due to lack of Department funds to participate in the cost share (lack of budget). Projects for the 2011-13 have not been submitted (nor of course chosen) but based on the history of the Fisheries Development program the costs of the submitted projects will far exceed the budget. It should be noted that although details are still being pursued, there are \$1-2 million in ramp needs at Devils Lake just to keep up with the rising water levels and another \$500k for work on Missouri River ramps for 2011-13.

See Attachment #1 for a listing of past/ongoing projects for the current biennium as this exemplifies 'typical' Development spending. This list also includes fishing area improvements coded as Extra Ordinary Repairs in the Capital Assets line as requested in #3 below.

See Attachment #2 for types of projects and a graph showing the breakdown of fisheries projects.

2. The location of district office storage buildings for which \$200,000 of funding was requested.

**RESPONSE:** Devils Lake and Williston.

3. Information regarding funding provided for fishing area improvements including where the improvements will be made and what improvements will be made.

**RESPONSE:** As noted in #1 above, projects for the next biennium have yet to be chosen. Some types of improvements are shoreline improvement, sediment removal, and rip rap work. See Attachment #1 for a listing of past/ongoing projects for the current biennium. The list also includes boating access and development work as described in #1 above. See Attachment #2 for types of projects and a graph showing the breakdown of fisheries projects.

4. Rates paid to landowners enrolled in the various programs included in the PLOTS program.

**RESPONSE:** See Attachment #3.

5. Information regarding how funding for Missouri River law enforcement was used during the 2009-11 biennium and how it will be used during the 2011-13 biennium.

**RESPONSE:** The \$200,000 appropriation for 2009-11 is in our Grants line. It is used to grant reimbursements to Bismarck PD, Mandan PD, Burleigh County SO, and Morton County SO for officer salaries for the Missouri River enforcement program. The original intent and language of the appropriation was that the funds were to be used to cover all expenses related to the planned enhanced enforcement program on the Missouri River, however when some other language was removed from the bill, inadvertently some of the spending authority language was also removed and the bill was passed and signed providing the funding only to the Grants line. We estimate that we will only spend approximately \$50,000 of the \$200,000 this biennium since the appropriation could only be spent out of the Grants line.

For 2011-2013 the appropriation is established as a Special line; therefore, we will be able to use funds for all program expenses, including salary, equipment, operations, grants and administration related to this enhanced enforcement program incurred by the Game & Fish Department and others working at the direction and under the operational control of the Department.

**NOTE –** the 2009-11 funding for the Missouri River enforcement program was from the State Water Commission water development trust fund in the amount of \$200,000. This language was not included for the 2011-13 appropriation and needs to be addressed.

6. Detail of the Land Habitat and Deer Depredation line item.

**RESPONSE:** See Attachment #4.

7. History of funding provided from the Game and Fish Department to Wildlife Services over the last 15 years.

**RESPONSE:** See Attachment #5.

8. Comments regarding the coyote bounty bills.

**RESPONSE:** See Attachment #6 for comments relating to SB 2224 regarding coyote bounties.

Lake Name	Location Name	Code Name	Ownership	2009-2011		ActTotal Cost	Comments
				ActFederal Cost	ActLocal Cost		
Addie Lake		Slide-in Metal Ramp	BINFORD WILDLIFE C	562.5			750 PAID 6/21 - NEW METAL RAMP
Alkaline Lake		Fishing Piers, Float	NAPOLEON WILDLIFE	11070.05	3690.01		14760.06 PAID 4/15 & 5/25 - UNDERDAHL ACCOUNT
Alkaline Lake		Poured Concrete Ramp	NDGFD	15637.5	5212.5	0	20850 PAID 10/2 - REPLACE OLD PLANK RAMP
Armourdale Dam		Fishing Piers, Float	TOWNER COUNTY PB	10250.22	3416.74		13666.96 PAID 7/19 & 8/6 - UNDERDAHL ACCOUNT
Ashtabula Lake	Sibley Crossing	Fishing Piers, Float	CITY OF SIBLEY	10826.6	3608.86		14435.46 PAID 5/25 - UNDERDAHL ACCOUNT
Baukol-noonan Dam		Fishing Piers, Float	BN SPORTSMEN CLU	10022.3	3340.76	0	13363.06 PAID 8/14 - UNDERDAHL ACCOUNT
Bisbee Dam-Big Coull		Fishing Piers, Float	TOWNER COUNTY PB	9644.75	3214.91		12859.66 PAID 7/19 & 8/6 - UNDERDAHL ACCOUNT
Blumhardt Dam		Poured Concrete Ramp	NDGFD	3704.25	1234.75		4939 PAID 6/7 & 6/11 & 6/21 & 8/11
Brewer Lake		Gravel Road Constr.	CASS COUNTY PB	2575.28	0	858.42	3433.7 PAID 11/19 - ROAD BLADE AND GRAVEL
Brewer Lake		Vault Tiolet, Conct.	CASS COUNTY PB	6553.12		2184.38	8737.5 PAID 11/19 - BOOM STYLE
Brush Lake		Fishing Piers, Float	BRUSH LAKE REC DIS	10957.55	3652.51	0	14610.06 PAID 10/30 - UNDERDAHL ACCOUNT
Buffalo Lodge Lake		Vault Tiolet, Conct.	MCHENRY COUNTY P	6311.25	0	2103.75	8415 PAID 8/11 - BOOM STYLE
Camels Hump Lake		Poured Concrete Ramp	NDGFD	5342.67	1780.89	0	7123.56 PAID 7/30 & 8/4 & 8/7
Camels Hump Lake		Shoreline Enhancemnt	NDGF	71448.87	23816.3	0	95265.17
Carbury Dam		Vault Tiolet, Conct.	BOTTINEAU COUNTY	8752.5	0	2917.5	11670 PAID 10/30 - MONARCH 1250H
Casselton Reservoir		Poured Concrete Ramp	CASSELTON PARK DIS	9486	0	3162	12648 PAID 8/11 - REPLACED OLD PLANK RAMP
Cedar Lake		Shoreline Enhancemnt	NDGF	18750	6250	0	25000
Cottonwood Lake (M		Fishing Piers, Float	CITY OF BUTTE	9307.55	3102.51		12410.06 PAID 6/16 & 7/16 - UNDERDAHL ACCOUNT
Cottonwood Park		Artificial Habitat	Bismarck Parks & Rec	56250	18750	10148	85148 Bis Parks & Rec doing weirs and gravel ramp/ro
Crooked Lake		Fishing Piers, Float	TURTLE LAKE PB	9046.47	3015.49		12061.96 PAID 2/18 - UNDERDAHL ACCOUNT
Custer Mine		Poured Concrete Ramp	NDGFD	5013.75	1671.25		6685 PAID 8/11 - 9/7
Devils Lake	Black Tiger Bay	Archeological Survey	NDGFD	1252.61	417.54	0	1670.15 PAID 8/4 - CLASS III ARCHEOLOGICAL SURVEY
Devils Lake	Black Tiger Bay	Crty. Dock Skid Type	ND PARKS & REC	4342.94	1447.64	0	5790.58 PAID 6/9 - KRINGSTAD DOCK
Devils Lake	Black Tiger Bay	Crty. Dock Skid Type	ND PARKS & REC	4452.47	1484.15		5936.62 PAID 6/9 - KRINGSTAD DOCK
Devils Lake	East Bay	Crty. Dock Skid Type	NDGFD	3993	1331		5324 DONE BY G&F - LARGE SKID DOCK
Devils Lake	East Bay	Crty. Dock Skid Type	NDGFD	3993	1331		5324 DONE BY G&F - NEW G&F SKID DOCK
Devils Lake	Creel Bay	Fish Cleaning Const.	DEVILS LAKE CHAMB	5400		1800	7200 PAID 7/6 - NEW SEWER LINE
Devils Lake	Black Tiger Bay	Gravel Parking Area	NDGFD	64274.06	21424.69	0	85698.75 PAID 10/30 & 12/9 - RAISE PARKING LOT
Devils Lake	Schwab Site	Parking Area, Gen.	NDGFD	35290.88	11763.63	0	47054.5 PAID 5/27
Devils Lake	East Bay	Parking Area, Gen.	NDGFD	122451.75	40817.25	0	163269 PAID 5/27 9/3 & 10/22
Devils Lake	Black Tiger Bay	Parking Area, Gen.	NDGFD	32988.75	10996.25	0	43985 PAID 7/6 - RIP RAP AND ROAD WORK
Devils Lake	Black Tiger Bay	Parking Area, Gen.	ND PARKS & REC	49422.32	16474.1	0	65896.42 PAID 5/13 & 6/29 & 8/6
Devils Lake	Creel Bay	Shoreline Stabilizat.	DEVILS LAKE CHAMB	5625		1875	7500 PAID 7/9 - RIP-RAP ALONG SHORELINE
Dickinson Dike		Poured Concrete Ramp	NDGFD	6412.5		2137.5	8550 PAID 8/2 - NEW CEMENT RAMP
Dickinson Reservoir		Chemical Eradication		63509	21171.93	0	84680.93 Cooperation with BoR
Dickinson Reservoir		Shoreline Enhancemnt	USBoR	56425.86	18808.62	0	75234.48 Partnered with Dickinson Parks & Rec.
East Arroda Dam		Poured Concrete Ramp	NDGFD	5977.64	1992.55		7970.19 PAID 6/29
East Arroda Dam		Shoreline Enhancemnt	NDGF	20463	6821.23		27284.23 additional rock necessary, improvements to ac
Epping-Springbrook		Vault Tiolet, Conct.	WILLIAMS COUNTY	8100	0	2700	10800 PAID 9/3 - MONARCH 1250H
Fordville Dam		Fishing Piers, Float	GRAND FORKS WRD	12285.05	4095.01	0	16380.06 PAID 11/16 - UNDERDAHL ACCOUNT
Fordville Dam		Shoreline Enhancemnt	Grand Forks Cty WRD	73882.5	24627.5	0	98510 Grant to GF Cty WRB
Froelich Dam		Roads & Trails, Gen.	NDGFD	498.75	166.25	0	665 BLADE/GRAVEL ACCESS ROAD
GDJ Canal Lakes	New Johns Lake	Fishing Piers, Float	GDCD	9935.97	3311.99		13247.96 PAID 10/7 - UNDERDAHL ACCOUNT
George Lake - MH		Fishing Piers, Float	MCHENRY COUNTY P	10185.5	3395.16		13580.66 PAID 11/16 - MOVED FROM TOWNER (SOURIS
Grass Lake (Richland)		Fishing Piers, Float	TEWAUKON ROD &	12232.55	4077.51		16310.06 PAID 8/5 - UNDERDAHL ACCOUNT
Green Lake		Fishing Piers, Float	WISHEK PARK BOAR	10208.97	3402.99	0	13611.96 PAID 10/5 - UNDERDAHL ACCOUNT
Harmon Lake		Crty. Dock Wheel Tp.	MORTON COUNTY P	2778	0	926	3704 PAID 7/7 - ZACHMEIER DOCK
Harmony Lake		Fishing Piers, Float	HAZEN PARK BOARD	9467.7	3155.9	0	12623.6 PAID 7/27 - UNDERDAHL ACCOUNT
Harvey Dam		Fishing Piers, Float	HARVEY PARK DISTRI	10246.47	3415.49	0	13661.96 PAID 7/9 - UNDERDAHL ACCOUNT
Hehn-Schaffer Lake		Fishing Piers, Float	GACKLE WILDLIFE CL	10511	3503.66		14014.66 PAID 7/26 & 7/28 - UNDERDAHL ACCOUNT

ATTACHMENT 1

Ramps,  
Piers,  
Parking  
Lots,  
Toilets,  
etc.

Lake Name	Location Name	Code Name	Ownership	ActFederal Cost	ActState	ActLocal Cost	ActTotal Cost	Comments
Hehn-Schaffer Lake		Shoreline Stabilizat.	Gackle Wildlife Club	1254	418		1672	Gackle Wildlife Club
Heinrich-Martin Dam		Poured Concrete Ramp	ADRIAN BETTERMEN	2572.5		857.5	3430	PAID 9/30 - COMPLETE FINAL PHASE
Hoskins, Lake		Fishing Piers, Float	LAKE HOSKINS ASSO	10396.47	3465.49	0	13861.96	PAID 10/16 - UNDERDAHL ACCOUNT
Hoskins, Lake		Shoreline Stabilizat.	Wishek Improvemen	10965	3655	0	14620	Partner with LHIA, locals spread straw over are
Hoskins, Lake		Vault Tiolet, Block		0	3000	0	3000	Agmt w/McIntosh Cty SCD, federal aid denied fu
Ilo, Lake		Fishing Piers, Gen.	USFWS	0	1000	0	1000	PAID 5/4 - RIP RAP EXISTING PIER
Irvine, Lake		Slide-in Metal Ramp	NDGFD	2967.38		989.12	3956.5	PAID 10/29 - INSTALLED SLIDE IN METAL RAM
Isabel, Lake		Gravel Road Consrt.	KIDDER COUNTY	0	4819.98	7229.96	12049.94	PAID 9/29 - SPECIAL ROAD FUND PROJECT
James River	New Rockford	Fishing Piers, Float	NEW ROCKFORD SCH	10373	3457.66		13830.66	PAID 5/12 & 7/8 - UNDERDAHL ACCOUNT
James River	Above Ypsilanti	Vault Tiolet, Conct.	STUTSMAN COUNTY	6757.13		2252.37	9009.5	PAID 7/23 - BOOM STYLE
Juanita Lake		Poured Concrete Ramp	NDGFD - Stein	9000		3000	12000	PAID 10/28 - NEW RAMP TO THE NORTH
Kalmbach Lake		Gravel Road Consrt.	JUD LIONS CLUB	3895.31	0	1298.44	5193.75	PAID 11/24
Kalmbach Lake		Poured Concrete Ramp	NDGFD - Stein	7581.75	2527.25	0	10109	PAID 6/30 & 7/7 & 7/10
Knife River		Poured Concrete Ramp	CITY OF STANTON	4301.54	1433.85	15014.62	20750	PAID 7/22 - LOCAL SHARE IS FEMA
Kota-Ray Dam		Fishing Piers, Float	WILLIAMS COUNTY	9540.5	3180.16		12720.66	PAID 4/16 and 4/14 - UNDERDAHL ACCOUNT
Kulm-Edgeley Dam		Parking Area, Gen.	NDGFD/CLUBS	259.5	86.5	0	346	PAID 8/7
Kulm-Edgeley Dam		Poured Concrete Ramp	NDGFD - Stein	6959.25	2319.75	0	9279	PAID 6/30 & 7/7 & 7/10
LaMoure, Lake		Shoreline Stabilizat.	NDGF	13625.05	4541.69	0	18166.74	Grant to LaMoure Cty SCD
Larson Lake - HE		Shoreline Enhancemnt	Hettinger Cty WRB	12202.87	4067.63		16270.5	Hettinger Cty WRB
Lehr WMA		Slide-in Metal Ramp	NDGFD	1779.93	593.31	0	2373.24	PAID 8/7
Little Muddy River		Fishing Piers, Gen.	WILLIAMS COUNTY	2643.75	881.25	0	3525	PAID 7/27 - DELIVERY OF PIER/LITTLE MUDDY
McDowell Dam		Shoreline Enhancemnt	Burleigh Cty WRD	24898.77	8299.6	0	33198.37	Grant to Burleigh Cty WRD
McGregor Dam		Vault Tiolet, Conct.	WILLIAMS COUNTY	8100	0	2700	10800	PAID 7/27 - MONARCH 1250H
Metigosse, Lake	Hahns Bay	Poured Concrete Ramp	ND FOREST SERVICE	11250	0	3750	15000	PAID 7/15 - REPLACED OLD PLANK RAMP
Missouri River	Sanger (Cross Ranch)	Crty. Dock Skid Type	ND PARKS & REC	3955.43	0	1318.48	5273.9	PAID 7/24
Missouri River	Little Heart Bottoms (	Crty. Dock Skid Type	MORTON COUNTY P	3993		1331	5324	DONE BY G&F - LARGE SKID DOCK
Missouri River	Graner Bottoms (Sug	Crty. Dock Skid Type	MORTON COUNTY P	3993		1331	5324	DONE BY G&F - LARGE SKID DOCK
Missouri River	Kniefel Landing	Fish Cleaning Const.	BURLEIGH COUNTY P	14372.25		4790.75	19163	PAID 11/29 - GRINDER/TABLE ONLY
Missouri River	Washburn	Fishing Piers, Float	CITY OF WASHBURN	10087.55	3362.51		13450.06	PAID 3/15 - UNDERDAHL ACCOUNT
Missouri River	UPA Site (Stanton)	Parking Area, Gen.	CITY OF STANTON	23250	7750	0	31000	PAID 12/13 - TURNAROUND ABOVE RAMP
Missouri River	Fox Island Park	Poured Concrete Ramp	BISMARCK P&R	341.25	113.75	0	455	PAID 3/13 - ENGINEERING COSTS
Missouri River	Sanger (Cross Ranch)	Poured Concrete Ramp	ND PARKS & REC	25672.78	0	8557.59	34230.37	PAID 7/24
Missouri River	Steckel Boat Landing	Poured Concrete Ramp	BURLEIGH COUNTY P	27319.34	5622.87	3483.58	36425.79	PAID 7/24 & 9/3
Missouri River	Steckel Boat Landing	Poured Concrete Ramp	BURLEIGH COUNTY P	1890	630	0	2520	PAID 7/24 - BREAK ICE/REMOVE ROCKS
Missouri River	Fox Island Park	Poured Concrete Ramp	BISMARCK PARK DIS	77823.75	25941.25	0	103765	PAID 12/17 - NO OTHER ENGINEERING COSTS
Missouri River	Kimball Bottoms (Des	Ramp, Extension	BURLEIGH COUNTY P	4761.53	1016.3	570.87	6348.7	PAID 4/16 - ROCK ONLY
Missouri River	Kimball Bottoms (Des	Ramp, Extension	BURLEIGH COUNTY P	22562.95	4512.59	3008.39	30083.93	PAID 11/3 - RECONSTRUCT RAMP
Missouri River	Little Heart Bottoms (	Ramp, Extension	MORTON COUNTY P	37742.6	7548.52	5032.35	50323.47	PAID 11/19 - RECONSTRUCT RAMP
Missouri River	Little Heart Bottoms (	Ramp, Extension	MORTON COUNTY P	26546.84	5393.36	3455.58	35395.78	PAID 3/17 - ROCK COST ONLY
Missouri River	Graner Bottoms (Sug	Ramp, Extension	MORTON COUNTY P	26297.91	5259.58	3506.39	35063.88	PAID 4/15 - ROCK ONLY
Missouri River	Little Heart Bottoms (	Roads & Trails, Gen.	NDGFD	22108.13	7369.38	0	29477.5	PAID 8/11 & 9/17
Missouri River	Grant Marsh Bridge	Vault Tiolet, Conct.	BISMARCK PARK DIS	6131.25	0	2043.75	8175	PAID 7/6 - GUNNISON 1250H
Missouri River	Fox Island Park	Vault Tiolet, Conct.	BISMARCK PARK DIS	11250	0	3750	15000	PAID 7/6 - GUNNISON STYLE
Moon Lake		Fishing Piers, Float	BARNES COUNTY CL	10362.8	3454.26	0	13817.06	PAID 9/10 - UNDERDAHL ACCOUNT
Mooreton Pond		Poured Concrete Ramp	RICHLAND COUNTY P	5100		1700	6800	PAID 5/17 - REPLACED OLD PLANK RAMP
Mott Watershed		Shoreline Stabilizat.	Hettinger Cty WRB	3634.35	1211.45		4845.8	Hettinger Cty WRD
Mundt Lake		Fishing Piers, Float	LOGAN COUNTY	9234.8	3078.26		12313.06	PAID 12/28 - UNDERDAHL ACCOUNT
Mundt Lake		Vault Tiolet, Conct.	LEHR WILDLIFE CLUB	6777		2259	9036	PAID 7/13 - BOOM STYLE
Nelson Lake -		Fishing Piers, Float	NDGFD	8712.45	2904.15	0	11616.6	PAID 6/25 - UNDERDAHL ACCOUNT
Nelson Lake		Fishing Piers, Float	NDGFD	8984.75	994.91		11979.66	PAID 4/23 & 6/21 - UNDERDAHL ACCOU

Lake No	Location Name	code Name	Ownership	ActFederal Cost	ActLocal Cost	ActTotal Cost	Comments
New Rockfor		Shoreline Enhancemnt	N.R. Public School	33386.7	0	29715.6	Environmental Education class is helping
Nygren Dam		Fishing Piers, Float	MORTON COUNTY P	8783.97	2927.99	11711.96	PAID 6/14 & 8/6 - UNDERDAHL ACCOUNT
Oahe, Lake	Beaver Bay	Crty. Dock Skid Type	NDGFD	3993	1331	5324	DONE BY G&F - LARGE SKID DOCK
Oahe, Lake	Macleam Bottoms (G	Engineering Fees	BURLEIGH COUNTY P	12407.78	4135.92	16543.7	PAID 1/19 - PHASE I ENGINEERING
Oahe, Lake	Langellers Bay	Fish Cleaning Const.	EMMONS COUNTY P	2302.5	0	767.5	3070 PAID 7/9 - NEW WELL
Oahe, Lake	Beaver Bay	Gravel Road Constr.	NDGFD	745.31	248.44	993.75	PAID 8/5 - BLADE & GRAVEL ACCESS ROAD
Odland Dam		Fishing Piers, Float	GOLDEN VALLEY WR	9019.55	3006.51	12026.06	PAID 9/30 - UNDERDAHL ACCOUNT
Pheasant Lake		Gravel Parking Area	DICKEY COUNTY PB	1789.72	0	596.58	2386.3 PAID 10/15 - BLADE & GRAVEL
Raleigh Reservoir		Shoreline Enhancemnt	Grant County WRB	43917.77	14639.56	58557.33	
Red River	Lincoln Park	Crty. Dock Skid Type	GRAND FORKS PB	3993	1331	5324	DONE BY G&F - GALVANIZED SKID DOCK
Red River	Drayton Dam	Fish Cleaning Const.	CITY OF DRAYTON	24224.05	0	8074.68	32298.73 PAID 9/21 - AMERICAN DELPHI
Red River	Kidder Recreation Ar	Fishing Piers, Float	WAHPETON PB	9678.5	3226.16	12904.66	PAID 11/29 - UNDERDAHL ACCOUNT
Red Willow Lake		Shoreline Stabilizat.	Bible Camp	3037.5	1012.5	4050	Grant to Red Willow Ministries - Bible Camp
Rice Lake (Emmons)		Slide-in Metal Ramp	STRASBURG WILDLIF	1020	340	1360	DONE BY G&F - R&R METAL RAMP SECTIONS
Ryan Park Pond		Artificial Habitat	Parks & Recreation	56250	18750	25000	100000 Partnered with Grand Forks Parks & Recreation
Ryan Park Pond		Fishing Piers, Float	GRAND FORKS PB	11022.05	3674.01	14696.06	PAID 7/27 - UNDERDAHL ACCOUNT
Sakakawea, Lake	Van Hook	Asphalt Road Constr.	MOUNTRAIL COUNT	14596.93	0	4865.64	19462.57 PAID 6/26 - ENGINEERING COSTS
Sakakawea, Lake	Van Hook	Asphalt Road Constr.	MOUNTRAIL COUNT	86845.22	13154.78	15793.63	PAID 10/30 - SRF PROJECT
Sakakawea, Lake	Parshall Bay	Crty. Dock General	MOUNTRAIL COUNT	1157.6	0	385.87	1543.47 PAID 6/15 - ADA LOADING DOCK
Sakakawea, Lake	Van Hook	Crty. Dock Skid Type	MOUNTRAIL COUNT	3993	1331	5324	DONE BY G&F - LARGE SKID DOCK
Sakakawea, Lake	Parshall Bay	Crty. Dock Skid Type	MOUNTRAIL COUNT	3993	1331	5324	DONE BY G&F - LARGE SKID DOCK
Sakakawea, Lake	Beulah Bay	Crty. Dock Skid Type	BEULAH PARK BOAR	1331	1331	5324	DONE BY G&F - LARGE SKID DOCK
Sakakawea, Lake	Indian Hills Resort	Fish Cleaning Const.	INDIAN HILLS RESOR	10845.8	0	3615.27	14461.07 PAID 11/25 - NEW DRAINFIELD AND PUMP
Sakakawea, Lake	Little Beaver Bay	Fish Cleaning Const.	WILLIAMS COUNTY	23298.17	7766.06	31064.23	PAID 7/10 - NEW STATION
Sakakawea, Lake	Charging Eagle Bay	Fish Cleaning Const.	JIM MOSSETT	22875.16	0	7625.05	30500.21 PAID 7/7 - FINAL CONSTRUCTION
Sakakawea, Lake	Van Hook	Fish Cleaning Const.	MOUNTRAIL COUNT	2853	0	951	3804 PAID 10/30 - NEW CONTROL PANEL/LEASE ON
Sakakawea, Lake	Parshall Bay	Fish Cleaning Const.	MOUNTRAIL COUNT	2249.99	0	750	2999.99 PAID 6/27 - PRESSURE SPRAYER
Sakakawea, Lake	Van Hook	Fish Cleaning Const.	MOUNTRAIL COUNT	1006.5	335.5	1342	PAID 11/17 - CULLIGAN AND ROCK
Sakakawea, Lake	Parshall Bay	Fishing Piers, Float	MOUNTRAIL COUNT	11520.05	3840.01	15360.06	PAID 6/23 - UNDERDAHL ACCOUNT
Sakakawea, Lake	Dakota Waters Resor	Ramp, Extension	DAKOTA WATERS RE	4365	1455	5820	PAID 7/7 - EXTEND BOTTOM END
Sakakawea, Lake	Wolf Creek	Ramp, Extension	NDGFD	0	5600	5600	PAID 11/16 - EXTEND TOP END
Sakakawea, Lake	McKenzie Bay	Roads & Trails, Gen.	MCKENZIE BAY MARI	100116.46	0	33372.15	133488.61 PAID 6/15
Sakakawea, Lake	Parshall Bay	Roads & Trails, Gen.	MOUNTRAIL COUNT	609.38	0	203.12	812.5 PAID 10/30 - LOW WATER RAMPS
Sakakawea, Lake	Van Hook	Roads & Trails, Gen.	MOUNTRAIL COUNT	990.32	0	330.1	1320.42 PAID 11/17
Sakakawea, Lake	Indian Hills Resort	Shoreline Stabilizat.	INDIAN HILLS RESOR	19755	6585	26340	PAID 7/9 - RIP RAP SHORELINE
Sakakawea, Lake	Dakota Waters Resor	Shoreline Stabilizat.	DAKOTA WATERS RE	26400	8800	35200	PAID 6/26
Sakakawea, Lake	Hazen Bay	Shoreline Stabilizat.	HAZEN PARK DISTRIC	14832.77	4944.45	19777.22	PAID 6/30
Sakakawea, Lake	Little Beaver Bay	Vault Tiolet, Conct.	WILLIAMS COUNTY	8100	0	2700	10800 PAID 8/13 - MONARCH 1250H
Sakakawea, Lake	Hazen Bay	Vault Tiolet, Conct.	HAZEN PARK BOARD	13400.62	4466.88	17867.5	PAID 7/6 - BOOM STYLE
Sakakawea, Lake	Parshall Bay	Vault Tiolet, Conct.	MOUNTRAIL COUNT	6332.25	2110.75	8443	PAID 6/23 & 11/17 - BOOM STYLE
Schlecht-Weixel		Poured Concrete Ramp	NDGFD - Stein	6912	2304	9216	PAID 6/30 & 7/7 & 7/10
Schienker Dam		Poured Concrete Ramp	NDGFD - Stein	7288.5	2429.5	9718	PAID 6/30 & 7/7 7/10
Sheyenne River	Chautaugua Park	Fishing Piers, Float	BARNES COUNTY CL	7627.85	2542.62	10170.47	PAID 10/9 - UNDERDAHL ACCOUNT
Short Creek Dam		Fishing Piers, Float	COLUMBUS SPORTS	11146.47	3715.49	14861.96	PAID 1/4 - UNDERDAHL ACCOUNT
Smishek Lake		Vault Tiolet, Conct.	BURKE COUNTY WRD	8752.5	2917.5	11670	PAID 9/22 - MONARCH 1250H
Spiritwood Lake		Vault Tiolet, Conct.	NDGFD	6037.5	2012.5	8050	PAID 11/25 - BOOM STYLE
State Fair Pond		Aeration Sys. Gen.	North Dakota	1638.89	546.3	2185.19	alum treatment included in cost
State Fair Pond		Shoreline Enhancemnt		6263.76	2087.93	8351.69	ok'ed with State Fair people and CnC -
Stump Lake	Tolna Site	Boat Ramps, General	TOLNA COMMUNITY	13497	0	4499	17996 PAID 7/27 - RAISE PARKING AND RAMP
Stump Lake	Stump Lake Park	Boat Ramps, General	NELSON COUNTY PB	13863.94	0	4621.31	18485.25 PAID 7/2 - RIP RAP AND TREE REMOVAL

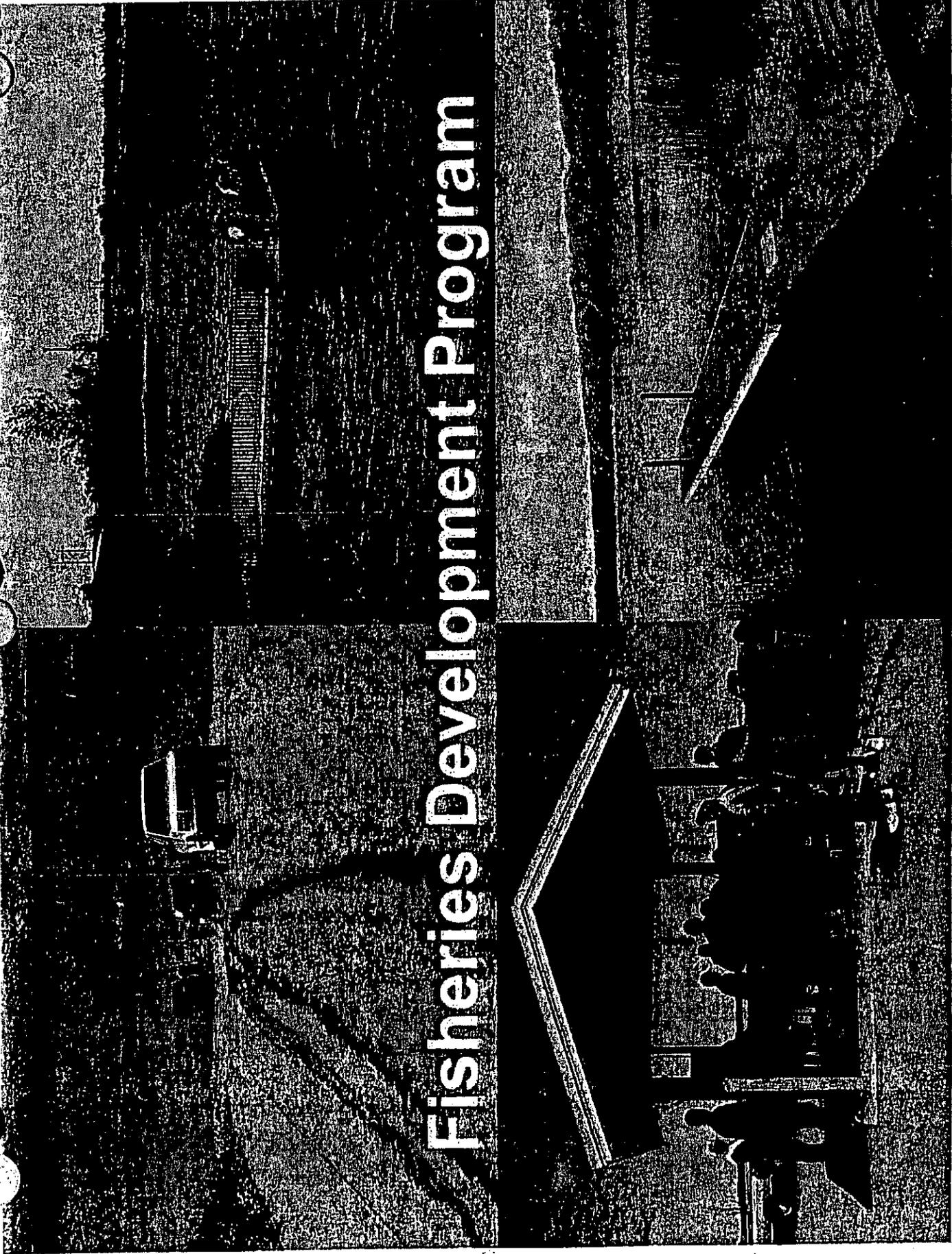
Lake Name	Code Name	Ownership	ActFederal Cost	ActState	ActLocal Cost	ActTotal Cost	Comments
Sweet Briar Lake	Artificial Habitat	NOGF	54289.13	18096.00		72384.75	found rock, sediment too soft to support piers/
Sweet Briar Lake	Ramp, Extension	NDGFD	4215.75	1405.25		5621	PAID 12/13 - EXTEND BOTTOM END
Triangle Y Pond	Fishing Piers, Float	TRIANGLE YMCA	7922.3	2640.76		10563.06	PAID 11/30 - UNDERDAHL ACCOUNT
Twin Lakes - LM	Roads & Trails, Gen.	JAMES RIVER CLUB	1586.81	0	528.94	2115.75	PAID 9/10
Upsilon Lake	Fishing Piers, Rock	ROLETTE COUNTY PB	5601.59	0	1867.19	7468.78	PAID 8/13 - RAISE/REBUILD EXISTING PIER
Velva Sportsmen's P	Poured Concrete Ramp	NDGFD	2601	867	0	3468	PAD 11/16 - REPLACE EXISTING PLANK RAMP
Velva Sportsmen's P	Shoreline Enhancemnt	NDGF	44250	14750		59000	NDGF
Velva Sportsmen's P	Shoreline Enhancemnt		750	250		1000	Final landscaping on West Shoreline
West Arroda Dam	Poured Concrete Ramp	NDGFD	5977.64	1992.55		7970.19	PAID 6/29
West Arroda Dam	Shoreline Enhancemnt	NDGF	35550.1	11851.52		47401.62	additional rock necessary, culverts, damage by
White Earth Dam	Fishing Piers, Float	MOUNTRAIL COUNT	11193.5	3731.16		14924.66	PAID 7/28 - UNDERDAHL ACCOUNT
Whitman Dam	Fishing Piers, Float	RAINBOW LODGE	9708.5	3236.16		12944.66	PAID 5/25 - UNDERDAHL ACCOUNT
Wilson Dam	Poured Concrete Ramp	NDGFD - Stein	6881.25	2293.75	0	9175	PAID 6/30 & 7/7 & 7/10
Wood Lake	Poured Concrete Ramp	WOOD LAKE IMP ASS	8203.5		2734.5	10938	PAID 11/4 - REPLACED OLD RAMP
Woodhaven Pond, N	Fishing Piers, Float	CITY OF FARGO	10241	3413.66		13654.66	PAID 4/15 & 7/21 - UNDERDAHL ACCOUNT
<b>Total</b>			<b>2411388.93</b>	<b>627238.27</b>	<b>245561.95</b>	<b>3275750.68</b>	

Lake Name	Project Name	code Name	Ownership	ActFederal Cost	ActLocal Cost	ActTotal Cost	Comments
Belfield Pond		Dams,dk, Lev Modific.	City of Belfield	1380	0	0	1920 Grant to Belfield Sportsmen
Blacktail Dam		Dams,dk, Lev Modific.	Williams County WR	2624.79	5249.58	7874.37	Outlet Valve repair - 3 way bill split
Bowman-Haley Dam	North Arm	Sedimentation Dam	USACOE	22500	7500	0	30000 Grant to Bowman WRD
Braddock Dam		Dams,dk, Lev Modific.	Emmons County WR	12694.72	3389.44	38084.16	Spillway repair
Clausen Springs		Geotechnical Studies	Barnes County WRD	9418	9418	9418	28254 Incremental Risk Assessment Plan
Clausen Springs		Geotechnical Studies	Barnes County WRD	17100.01	17100.01	17100.01	51300.03 Feasibility Study Report
LaMoure, Lake		Dam Rebuild	City of LaMoure		130000	2403760	2533760 joint project with NRCS, SWC and city of LaMoure
LaMoure, Lake		Dam Rebuild	City of LaMoure	40389.67	480637.37	484676.04	Emergency Dam repair, NRCS 75%-25% split 3 ways
Nelson-Landers Pond		Dams,dk, Lev Modific.	Ward County WRD	1997.99	1997.99	5993.97	1997.99 Outlet Repair
<b>Total</b>				<b>108105.18</b>	<b>166496</b>	<b>2925548.37</b>	<b>3177866.59</b>

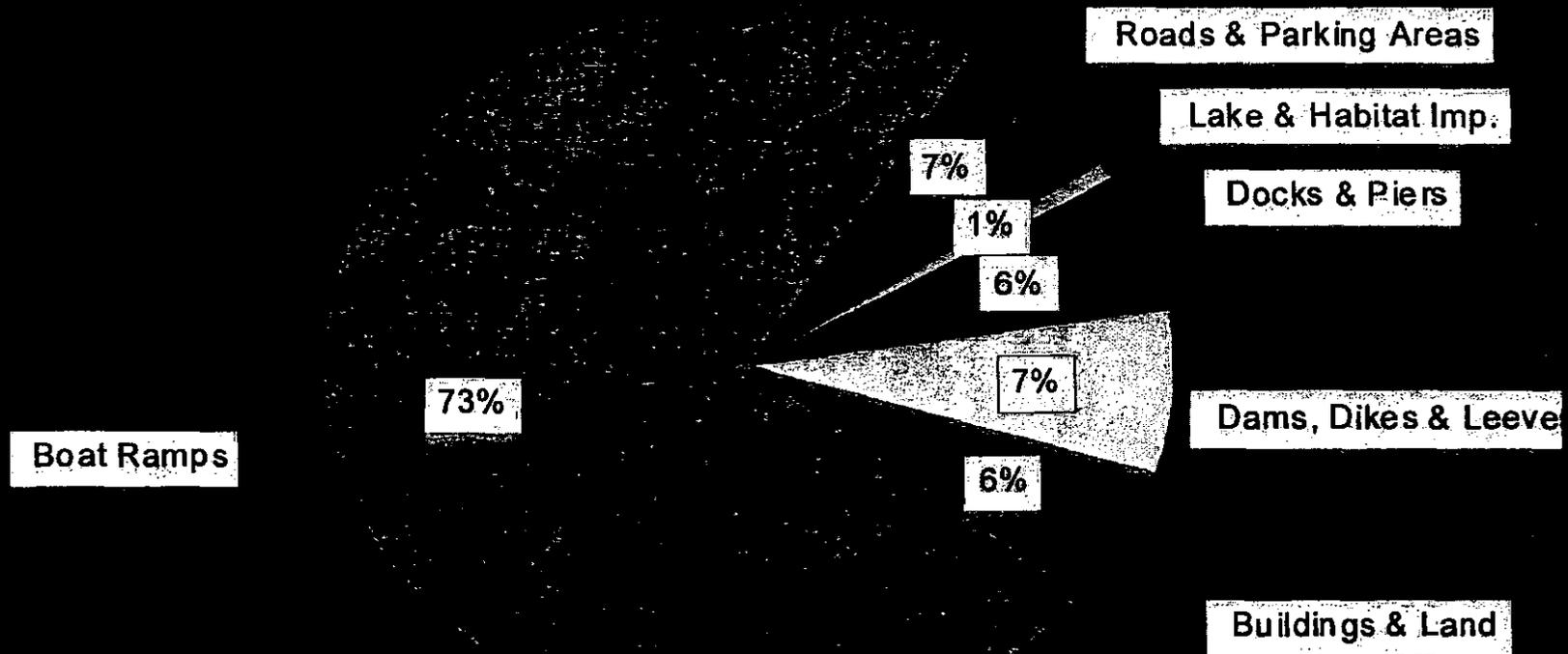
Dam maintenance/repair to date

- Sweetbrier & Clausen Springs still pending

# Fisheries Development Program



# Typical Biennium Expenditures Breakdown

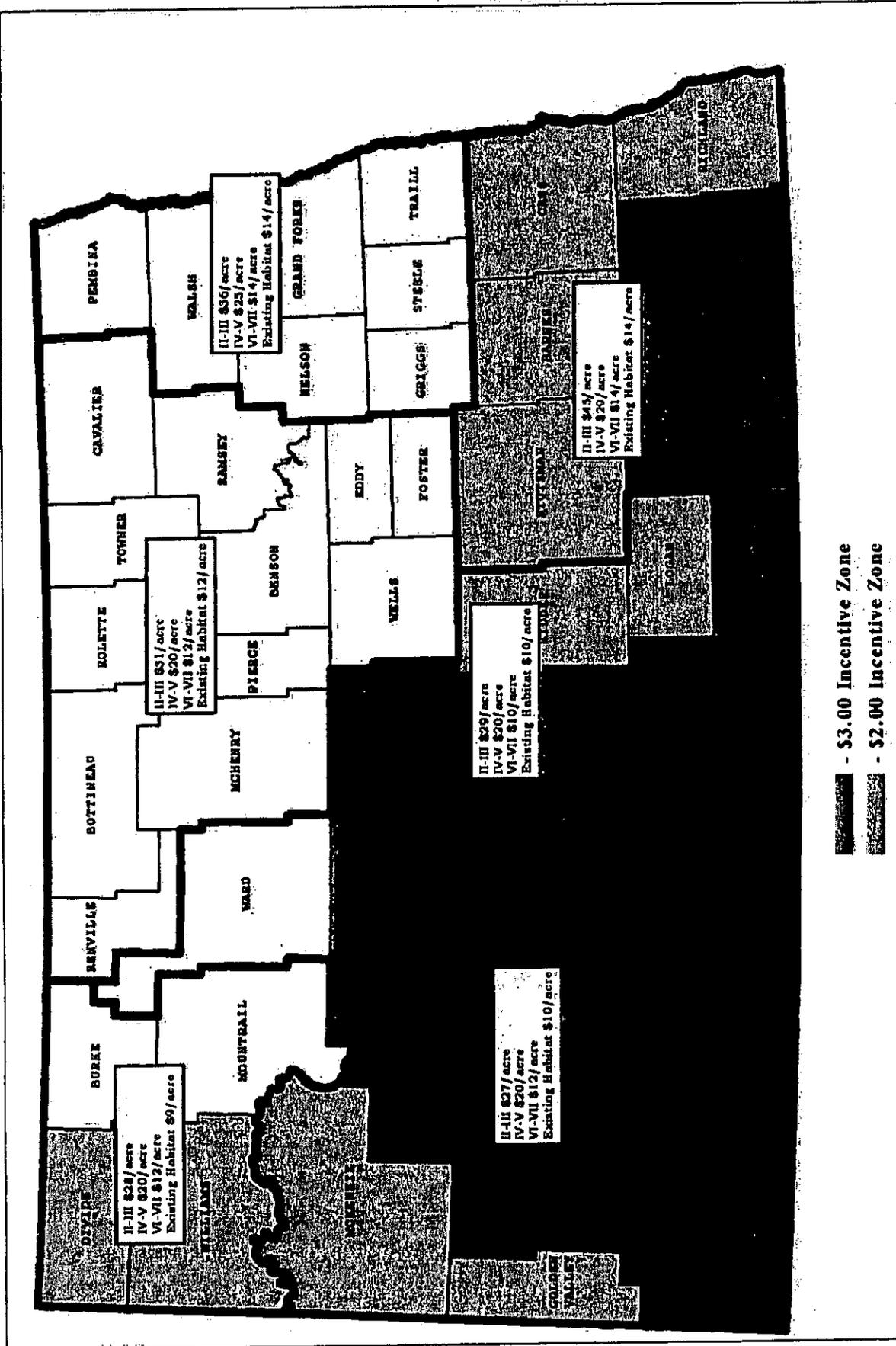


PLOTS Program	Agreement Length	Payment Range	Acres	Notes
Working Lands Program	<ul style="list-style-type: none"> <li>• 2 years</li> </ul>	<ul style="list-style-type: none"> <li>• \$1-3 per acre with incentives of up to \$3 per acre for creating or enhancing wildlife habitat</li> <li>• Annual payment made in fall/early winter after the farming/ranching season is over</li> </ul>	466,535	Use of the land is not restricted, however, the more wildlife and conservation practices the landowner does, the higher the payment.
Habitat Plot Program	<ul style="list-style-type: none"> <li>• 3-6 year agreement with annual payment</li> <li>• 6-20 year agreement with one-time, upfront payment*</li> </ul> <p><i>*limited availability</i></p>	<ul style="list-style-type: none"> <li>• Existing habitat (native prairie, woody draws, wetlands, non cropland etc...): \$9-14 per acre*</li> <li>• New habitat establishment on cropland: \$10-45 per acre*</li> </ul> <p><i>* Rental payments based on soil classification and different regions across the state. (see map 1)</i></p>	131,217	Use of the land is limited to the terms of the agreement. Haying or grazing can be used for management of the grass stand on an as-needed basis determined by a Department biologist.
Conservation Reserve Program (CRP) Access Program	<ul style="list-style-type: none"> <li>• Same length as CRP contract.</li> </ul> <p><i>(Generally 10-15 years, however, landowner can enroll the remaining years left on a CRP contract. Eg. Landowner only has 4 years remaining on CRP contract, we can enroll it in PLOTS for the remainder)</i></p>	<ul style="list-style-type: none"> <li>• Up to 50 percent cost share on: <ul style="list-style-type: none"> <li>○ Grass seed</li> <li>○ Seedbed preparation</li> <li>○ Seeding operation</li> </ul> </li> <li>• Up to 50 percent cost share for approved management activities</li> <li>• Access payment of \$2-6 per acre depending upon location in the state (see map 2)</li> </ul> <p><i>*Some specific CRP practices, such as the State Acres For Wildlife Enhancement (CP38-SAFE) or Duck Nesting Initiative (CP37) are eligible for special signup incentives of \$10 per acre.</i></p>	349,409	Landowner must adhere to FSA CRP rules and regulations; NDGFD agreement does not stand in the way of this. CRP enrolled in this program can be hayed up to 50% in any given year, and 100% of the tract can be grazed with an approved NRCS grazing plan. CRP is a vital component of the PLOTS program.

PLOTS Program	Agreement Length	Payment Range	Acres	Notes
Wetland Reserve Program Incentive	<ul style="list-style-type: none"> <li>• 30 years (length of WRP contract)</li> </ul>	<ul style="list-style-type: none"> <li>• Payment is based off a percentage of the Geographical Area Rate Cap (GARC) that USDA NRCS pays for a WRP easement.</li> <li>• NRCS pays 75 percent of an approved GARC value for individual counties.</li> <li>• NDGFD pays an additional 15 percent of the GARC value in exchange for walk-in public access to the contract.</li> </ul>	10,502 (likely to increase this biennium)	Landowner must adhere to NRCS WRP rules and regulations, NDGFD agreement does not stand in the way of this. Land use is restricted to WRP contract rules and regulations. Landowner may hay or graze if a compatible use permit is obtained from NRCS. NDGFD obtained a \$750K grant through the Voluntary Public Access and Habitat Improvement Program (VPA-HIP), also known as Open Fields, to expand this program.
Private Forest Conservation Program (PFCP)	<ul style="list-style-type: none"> <li>• 3-6 years with an annual payment</li> <li>• 10-30 years with one-time, upfront payment*</li> </ul> <p>*limited availability</p>	<ul style="list-style-type: none"> <li>• \$9-14 per acre annual payment OR</li> <li>• One-time, upfront payment for long term agreements</li> </ul>	12,039	Program is limited to northern forested areas of the Pembina Hills, Turtle Mountains and some river corridors.

PLOTS Program	Agreement Length	Payment Range	Acres	Notes
Food Plot Program	<ul style="list-style-type: none"> <li>• Annual agreement</li> </ul>	<ul style="list-style-type: none"> <li>• Establishment payment:               <ul style="list-style-type: none"> <li>○ \$50 per acre small grains</li> <li>○ \$70 per acre row crops</li> </ul> </li> <li>• Rental payment of \$9-45 per acre*</li> </ul> <p><i>* Rental payments based on soil classification and different regions across the state.</i></p>	616	<p>Landowner must agree to leave food plot stand through winter.</p> <p>Can be harvested after April 1 the following year.</p>
CREP/CoverLocks Program	<ul style="list-style-type: none"> <li>• 30 years</li> </ul>	<p>Partnership with USDA FSA</p> <ul style="list-style-type: none"> <li>• Landowner enters into 15 year CRP contract with FSA and receives 15 years of annual rental payments on 20 acres of CRP</li> <li>• NDGFD offers additional payment equal to 90 percent of the 15 years cumulative CRP rental payment</li> <li>• NDGFD offers a \$750 signup incentive payment</li> <li>• NDGFD provides up to 50 percent cost share to establish grass and trees</li> <li>• NDGFD will provide 100% of the costs to install a food plot if needed</li> </ul>	14,015	<p>Landowner must adhere to FSA CRP rules and regulations,</p> <p>Partnership agreement with USDA FSA.</p> <p>Limited interest in this program right now, Department is working with FSA to revise the program to make it more attractive to landowners by allowing more flexibility.</p>

PLOTS Program	Agreement Length	Payment Range	Acres	Notes
Tree Planting Program	<ul style="list-style-type: none"> <li>• Up to 10 years</li> </ul>	<ul style="list-style-type: none"> <li>• Option 1: (requires 10 year access agreement)               <ul style="list-style-type: none"> <li>○ 25-50 percent cost share on trees, shrubs and weed barrier fabric</li> <li>○ \$100 per acre signup incentive payment</li> </ul> </li> <li>• Option 2: (no access required)               <ul style="list-style-type: none"> <li>○ 10 percent cost share on trees and shrubs only</li> </ul> </li> </ul>	4,144	Tree/shrub plans must meet NDGFD specifications for both options.
Other misc programs, cost share etc...	<ul style="list-style-type: none"> <li>• Variable</li> </ul>	<ul style="list-style-type: none"> <li>• Variable</li> </ul>	Approx. 11K	Various agreements to for cost share on fencing, dams, dugouts, wells, pipelines etc...



Map 1. Habitat Plot Program Rental Rates and Regions



Agency: Game and Fish Department  
 Program: 720 Game and Fish Department  
 Reporting Level 00-720-000-00-00-00-00000000

1 Object/Revenue	2 2009-11 First Year Expenditures	3 2009-11 Biennium Balance	4 2009-11, Biennium Appropriation	5 2011-13 Total Changes	6 2011-13 Recommendation	7
Description	Code					
<b>51 Capital Construction Carryover</b>						
Land and Buildings	682000	1,007,366	0	1,007,366	(1,007,366)	0
Extraordinary Repairs	684000	25,256	0	25,256	(25,256)	0
<b>TOTAL</b>		<b>1,032,622</b>	<b>0</b>	<b>1,032,622</b>	<b>(1,032,622)</b>	<b>0</b>
<b>MEANS OF FUNDING</b>						
DOI - Wildlife Restoration	N008	721,317	0	721,317	(721,317)	0
<b>Federal Funds TOTAL</b>		<b>721,317</b>	<b>0</b>	<b>721,317</b>	<b>(721,317)</b>	<b>0</b>
Game & Fish Department Fund 222	222	311,305	0	311,305	(311,305)	0
<b>Special Funds TOTAL</b>		<b>311,305</b>	<b>0</b>	<b>311,305</b>	<b>(311,305)</b>	<b>0</b>
<b>TOTAL</b>		<b>1,032,622</b>	<b>0</b>	<b>1,032,622</b>	<b>(1,032,622)</b>	<b>0</b>
<b>60 Grants-Game and Fish</b>						
Grants, Benefits & Claims	712000	2,522,452	4,021,548	6,544,000	1,174,500	7,718,500
<b>TOTAL</b>		<b>2,522,452</b>	<b>4,021,548</b>	<b>6,544,000</b>	<b>1,174,500</b>	<b>7,718,500</b>
<b>MEANS OF FUNDING</b>						
DOI - Wildlife Restoration	N008	128,063	237,937	366,000	0	366,000
USCG - Boating Safety	N011	33,262	146,738	180,000	(100,000)	80,000
State Wildlife Grants	N068	109,386	518,114	627,500	0	627,500
DOI - Sportfish Restoration	N241	1,514,988	1,290,012	2,805,000	885,000	3,690,000
Misc Federal Funds	N280	43,891	9,109	53,000	210,000	263,000
<b>Federal Funds TOTAL</b>		<b>1,829,590</b>	<b>2,201,910</b>	<b>4,031,500</b>	<b>995,000</b>	<b>5,026,500</b>
Game & Fish Department Fund 222	222	692,862	1,819,638	2,512,500	179,500	2,692,000
<b>Special Funds TOTAL</b>		<b>692,862</b>	<b>1,819,638</b>	<b>2,512,500</b>	<b>179,500</b>	<b>2,692,000</b>
<b>TOTAL</b>		<b>2,522,452</b>	<b>4,021,548</b>	<b>6,544,000</b>	<b>1,174,500</b>	<b>7,718,500</b>
<b>70 Land Habitat &amp; Deer Depredation</b>						
Salaries - Permanent	511000	433,725	499,209	932,934	(255,846)	677,088
Temporary Salaries	513000	41,190	61,730	102,920	(102,920)	0
Overtime	514000	830	1,170	2,000	(2,000)	0
Fringe Benefits	516000	155,138	160,362	315,500	(28,134)	287,366
Travel	521000	90,998	150,102	241,100	0	241,100
Supplies - IT Software	531000	5,640	33,360	39,000	0	39,000
Supply/Material-Professional	532000	2,317	1,683	4,000	0	4,000
Food and Clothing	533000	808	1,000	1,808	0	1,808
Bldg, Ground, Maintenance	534000	102,736	148,176	250,912	0	250,912
Miscellaneous Supplies	535000	97,838	172,541	270,379	0	270,379
Printing	542000	56,380	58,337	114,717	0	114,717
IT Equip Under \$5,000	551000	3,617	5,383	9,000	0	9,000
Insurance	571000	60	0	60	0	60

Agency: Game and Fish Department  
 Program: 720 Game and Fish Department  
 Reporting Level 00-720-000-00-00-00-00000000

1 Object/Revenue	2 2009-11 First Year Expenditures	3 2009-11 Biennium Balance	4 2009-11 Biennium Appropriation	5 2011-13 Total Changes	6 2011-13 Recommendation	7	
Description	Code						
Rentals/Leases-Equip & Other	581000	306	1,000	1,306	0	1,306	0
Rentals/Leases - Bldg/Land	582000	3,300,518	3,666,338	6,966,856	1,398,738	8,365,594	0
Salary Increase	599110	0	0	0	30,773	30,773	0
Benefit Increase	599160	0	0	0	5,205	5,205	0
Health Increase	599161	0	0	0	11,644	11,644	0
Retirement Increase	599162	0	0	0	7,042	7,042	0
EAP Increase	599163	0	0	0	22	22	0
Professional Development	611000	654	3,346	4,000	0	4,000	0
Operating Fees and Services	621000	477,572	514,098	991,670	0	991,670	0
Fees - Professional Services	623000	0	35,000	35,000	0	35,000	0
Other Capital Payments	683000	23,177	66,823	90,000	(90,000)	0	0
Grants, Benefits & Claims	712000	296,638	410,362	707,000	0	707,000	0
<b>TOTAL</b>		<b>5,090,142</b>	<b>5,990,020</b>	<b>11,080,162</b>	<b>974,524</b>	<b>12,054,686</b>	<b>0</b>
<b>MEANS OF FUNDING</b>							
DOI - Wildlife Restoration	N008	1,332,988	1,437,012	2,770,000	600,000	3,370,000	0
State Wildlife Grants	N068	57,628	199,872	257,500	0	257,500	0
Misc Federal Funds	N280	30,703	8,345	39,048	183,120	222,168	0
<b>Federal Funds TOTAL</b>		<b>1,421,319</b>	<b>1,645,229</b>	<b>3,066,548</b>	<b>783,120</b>	<b>3,849,668</b>	<b>0</b>
Game & Fish Department Fund 222	222	2,966,006	987,584	3,953,590	(179,000)	3,774,590	0
Habitat and Depredation Fund 488	488	702,817	3,357,207	4,060,024	370,404	4,430,428	0
<b>Special Funds TOTAL</b>		<b>3,668,823</b>	<b>4,344,791</b>	<b>8,013,614</b>	<b>191,404</b>	<b>8,205,018</b>	<b>0</b>
<b>TOTAL</b>		<b>5,090,142</b>	<b>5,990,020</b>	<b>11,080,162</b>	<b>974,524</b>	<b>12,054,686</b>	<b>0</b>
<b>71 Noxious Weed Control</b>							
Salaries - Permanent	511000	18,792	41,382	60,174	(60,174)	0	0
Temporary Salaries	513000	18,084	33,516	51,600	(51,600)	0	0
Overtime	514000	1,180	1,820	3,000	(3,000)	0	0
Fringe Benefits	516000	8,511	9,489	18,000	(18,000)	0	0
Travel	521000	20,708	51,292	72,000	0	72,000	0
Supply/Material-Professional	532000	32,623	57,377	90,000	0	90,000	0
Bldg, Ground, Maintenance	534000	18,760	20,240	39,000	0	39,000	0
Professional Development	611000	540	460	1,000	0	1,000	0
Operating Fees and Services	621000	38,688	76,538	115,226	0	115,226	0
Fees - Professional Services	623000	53,232	46,768	100,000	182,774	282,774	0
<b>TOTAL</b>		<b>211,118</b>	<b>338,882</b>	<b>550,000</b>	<b>50,000</b>	<b>600,000</b>	<b>0</b>
<b>MEANS OF FUNDING</b>							
DOI - Wildlife Restoration	N008	159,299	290,701	450,000	(12,774)	437,226	0
<b>Federal Funds TOTAL</b>		<b>159,299</b>	<b>290,701</b>	<b>450,000</b>	<b>(12,774)</b>	<b>437,226</b>	<b>0</b>
Game & Fish Department Fund 222	222	51,819	48,181	100,000	62,774	162,774	0

## 2011-2013 Land Habitat &amp; Deer Depredation Line Budget Breakdown

## Payments to Landowners - PLOTS

CRP Access Agreements	\$1,000,000.00	
Working Lands Agreements	\$1,986,000.00	
Habitat Plot Agreements	\$2,500,000.00	
Waterfowl Access Agreements	\$85,000.00	
Conservation Reserve Enhancement Program (CREP/Coverlocks)	\$2,500.00	
Private Forest Agreements	\$210,000.00	
Food Plot Agreements	\$176,500.00	
Tree Planting Cost Share Program	\$51,000.00	
Wetland Reserve Program Incentive	\$1,250,000.00	
SWG, LIP	\$425,000.00	
Salaries/indirect/motorpool	\$2,434,000.00	
Total PLOTS		\$10,120,000.00
Save Our Lakes (SOL)	\$400,000.00	
Depredation (supplies/hayyards, fencing, materials etc...)	\$400,000.00	
Depredation (salaries/indirect/motorpool)	\$200,000.00	
Grants	\$725,000.00	
PLOTS Guide and other publications	\$85,000.00	
Equipment, signs, posts, materials	\$124,686.00	
Total		\$1,934,686.00
Grand Total		\$12,054,686.00
Budget appropriation request		\$12,054,686.00



Protecting People  
Protecting the Land  
Protecting Wildlife

## WILDLIFE SERVICES HISTORIC STATE AND FEDERAL FUNDING

Biennium	Game and Fish Funds	General Funds	Total State Funds	Federal Funds	Total Federal Funds
1997-1999		\$779,694	\$779,694	1998-1999	\$1,476,763
1999-2001	\$100,000	\$779,694	\$879,694	2000-2001	\$1,544,753
2001-2003	\$400,000	\$375,707	\$775,707	2002-2003	\$2,462,345
2003-2005	\$550,000	\$250,000	\$800,000	2004-2005	\$2,351,832
2005-2007	\$680,000	\$250,000	\$930,000	2006-2007	\$2,568,292
2007-2009	\$680,000	\$240,000	\$920,000 <sup>1</sup>	2008-2009	\$2,424,355
2009-2011	\$768,800	\$298,600	\$1,067,400	2010-2011	\$2,385,368

<sup>1</sup> Does not include \$159,000 (EARP & Sunflower Council funds) appropriated for blackbird research.

### FY10 Federal Budget

Name	Amount	Explanation
Base	\$817,081	Funds the State Director, District Supervisor, Budget Analyst, Office Support Assistant, MIS Data Tech (60%); plus \$156,000 for blackbird work; travel for office staff and 9 field staff, plus office office expenses and purchase of replacement vehicles and other equipment/supplies, fuel and maintenance for all vehicles, including aircraft.
Wildlife Disease	\$48,190	Funds 40% of Disease Biologist salary/benefits; plus related expenses
Avian Influenza	\$72,284	Funds 60% of Disease Biologist salary/benefits, plus related expenses
Blackbird	\$191,390	Funds portions of cattail spraying (chemical and pilot), 8 temporary staff, equipment, travel, etc. for temporary staff
Aviation	\$63,739	Funds portion of Pilot salary/benefits, 100% salary/benefits for crewmember and travel.

BULLET POINTS ON SB 2224  
COYOTE BOUNTIES

It's been shown repeatedly that bounties don't reduce predator populations. In order to effectively reduce coyote populations, more than the annual surplus of the coyote population must be harvested over a large geographic area and for an extended period of time. Experts have stated that between 50% and 75% of the population must be removed every year for 50 years before any declining effect to the coyote population would be realized.

Over the last 20 years, an average of 7,000 coyotes are sold each year to North Dakota fur buyers. Additionally, approximately 2,000 coyotes harvested in North Dakota each year are sold at international auctions. So we know a minimum of 9,000 coyotes are harvested in North Dakota each year, on average. This doesn't include those coyotes harvested when fur wasn't prime, subject to mange and not saved, or those kept for souvenirs. Our data from fur harvester questionnaires indicates that the number of coyotes harvested annually is between 25,000 and 40,000 individuals. It is very likely that the animals that would have normally been harvested would be those paid for by the bounty in this bill.

We don't know if the animals would even be from North Dakota. Bounty programs are notoriously riddled with fraud because of difficulty of validating when and where the coyotes are harvested. A coyote from South Dakota looks like a coyote from North Dakota. Additionally, it may increase illegal activities such as chasing and killing coyotes using snowmobiles.

**North Dakota University System Office  
2003-05, 2005-07 and 2007-09 Carryover  
Prepared for Legislative Council, 1/20/11**

	2003-05 Carryover			2005-07 Carryover					2007-09 Carryover				
	Total General Fund Carryover	Required Allocation per SB2003-Sec 25 1/	Remaining after required allocation	Total General Fund Carryover	Total Other Fund Carryover	Total Carryover	Required Allocation per HB1003-Sec 20 2/	Remaining after required allocation	Total General Fund Carryover	Total Other Fund Carryover	Total Carryover	Required Allocation per SB2003-Sec 25 2/	Remaining after required allocation
<b>System Governance Carryover:</b>													
Operating carryover	\$ 237,784	\$ (38,981)	\$ 198,803	\$ 48,723	\$ 166,631	\$ 215,354	\$ -	\$ 215,354	\$ 252,349	\$ 70,638	\$ 322,987	\$ (164,918)	\$ 158,069
Carryover for specific projects funded from Board pools	143,914		143,914	193,835	41,165	235,000		235,000	24,513	36,706	61,219	(35,082)	26,137
<b>Total System Governance Carryover</b>	<b>381,698</b>	<b>(38,981)</b>	<b>342,717</b>	<b>242,558</b>	<b>207,796</b>	<b>450,354</b>	<b>-</b>	<b>450,354</b>	<b>276,862</b>	<b>107,344</b>	<b>384,206</b>	<b>(200,000)</b>	<b>184,206</b>
<b>Other Carryover:</b>													
Student Financial Assist Grants	319,100	(37,905)	281,195	364,300	-	364,300		364,300	553,546	-	553,546		553,546
Scholars Program	53,379	(6,383)	46,996	185,018	-	185,018		185,018	343,242	-	343,242		343,242
Native American Scholarships	1,638		1,638	666	-	666		666	1,175	-	1,175		1,175
Education Incentive	349,412	(122,826)	226,586	273,030	-	273,030		273,030	89,650	-	89,650		89,650
Professional Student Exchange	109,891	(26,280)	83,611	53,564	-	53,564		53,564	244,398	-	244,398		244,398
SITS									55,332	9,231	64,563		64,563
Capital Assets				200,000		200,000	(200,000)						
Operations Pool				116,978		116,978		116,978					
Contingency & Capital Emergency	59,559	(17,625)	41,934	126,318		126,318		126,318					
Board Initiatives	1,174		1,174	26,174		26,174		26,174					
<b>Other Carryover</b>	<b>894,153</b>	<b>(211,019)</b>	<b>683,134</b>	<b>1,346,048</b>	<b>-</b>	<b>1,346,048</b>	<b>(200,000)</b>	<b>1,146,048</b>	<b>1,287,343</b>	<b>9,231</b>	<b>1,296,574</b>	<b>-</b>	<b>1,296,574</b>
<b>Total</b>	<b>\$ 1,275,851</b>	<b>\$ (250,000)</b>	<b>\$ 1,025,851</b>	<b>\$ 1,588,808</b>	<b>\$ 207,796</b>	<b>\$ 1,796,402</b>	<b>\$ (200,000)</b>	<b>\$ 1,596,402</b>	<b>\$ 1,564,205</b>	<b>\$ 116,575</b>	<b>\$ 1,680,780</b>	<b>\$ (200,000)</b>	<b>\$ 1,480,780</b>

1/ Section 25 (SB2003) required the SBHE to use \$250,000 of NDUS unspent 03-05 general fund appropriation for the following purposes: \$150,000 to VCSU for brick tuck-pointing (\$108,000), a sound system (\$10,000) and the W.E. Osmon bleacher replacement project (\$32,000); and \$100,000 to the ND Trade Office for internships.

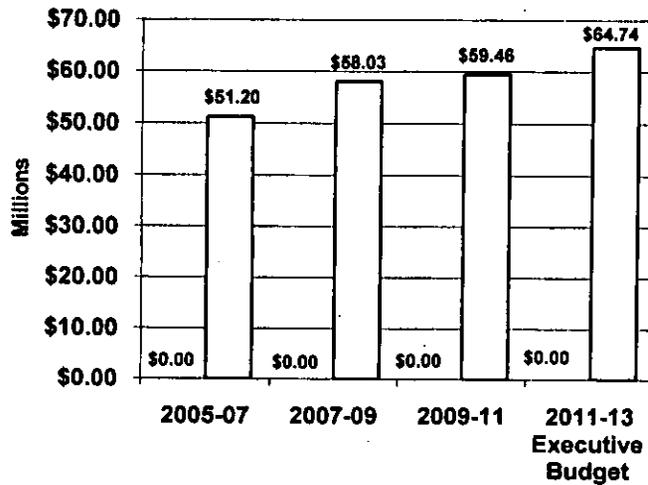
2/ Section 20 (HB1003) required the SBHE to use \$200,000 of NDUS unspent 2005-07 general fund appropriation for completing and furnishing the Thatcher Hall renovation and addition at MiSU-BC.

3/ Section 25 (SB2003) required the SBHE to use \$200,000 of NDUS unspent 2007-09 general fund appropriation for marketing and student retention at VCSU for the 2009-11 biennium.

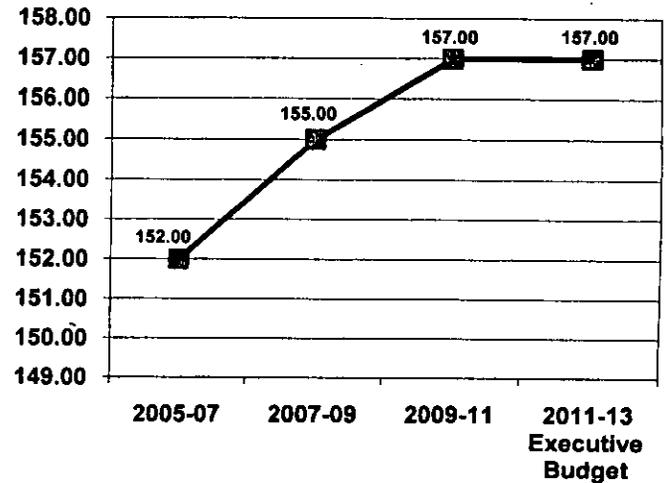
**Department 720 - Game and Fish Department  
 Senate Bill No. 2017**

	FTE Positions	General Fund	Other Funds	Total
2011-13 Executive Budget	157.00	\$0	\$64,737,742	\$64,737,742
2009-11 Legislative Appropriations	157.00	0	59,463,938	59,463,938
Increase (Decrease)	0.00	\$0	\$5,273,804	\$5,273,804

**Agency Funding**



**FTE Positions**



■ General Fund □ Other Funds

**First House Action**

Attached is a summary of first house changes.

**Executive Budget Highlights  
 (With First House Changes in Bold)**

	General Fund	Other Funds	Total
1. Increases spending authorization to allow the department to receive funding related to energy development for surface damage and royalty payments and use the funding to improve wildlife management areas		\$400,000	\$400,000
2. Increases funding for boating access and development grants from \$1,635,000 to \$2,755,000		\$1,120,000	\$1,120,000
3. Adds funding for district office storage buildings		\$200,000	\$200,000
4. Adds one-time funding to allow the department to cost-share with the Parks and Recreation Department to raise the access road to Grahams Island State Park. <b>The Senate reduced funding for the grant by \$300,000 to provide a grant of \$100,000.</b>		\$400,000	\$400,000
5. Adds funding for video recording equipment for enforcement vehicles		\$175,000	\$175,000
6. Provides funding for fishing area improvements		\$875,000	\$875,000
7. Increases funding for the private land open to sportsmen program to provide total program funding of \$10.1 million		\$200,000	\$200,000
8. Provides \$100,000 of funding for department law enforcement activities on the Missouri River and \$100,000 of funding for grants to local law enforcement agencies for Missouri River law enforcement. <b>The 2009 Legislative Assembly provided \$200,000 for grants to local law enforcement agencies for Missouri River law enforcement activities.</b>		\$0	\$0

### **Other Sections in Bill**

**2009-11 Wildlife Services funding** - Section 2 provides for the transfer of \$200,000 from the game and fish fund to the Agriculture Commissioner for the Wildlife Services program for the remainder of the 2009-11 biennium.

**Oil and gas development surface damage** - Section 3 provides that \$400,000 included in the grants line item is from surface damage, easements, or reclamation on department-owned or department-managed properties as a result of mineral exploration and extraction.

**Emergency section** - Section 4 declares an emergency for funding of \$100,000 included for a grant to the Parks and Recreation Department for costs associated with the project to raise the elevation of the Grahams Island State Park access road and for Section 2 which provides funding for Wildlife Services for the 2009-11 biennium.

### **Continuing Appropriations**

No continuing appropriations for this agency.

### **Major Related Legislation**

No major related legislation has been introduced for this agency.

ATTACH:1

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2017 - Funding Summary**

	<b>Executive Budget</b>	<b>Senate Changes</b>	<b>Senate Version</b>
<b>Game and Fish Department</b>			
Salaries and wages	\$24,019,028		\$24,019,028
Operating expenses	12,524,493		12,524,493
Capital assets	4,183,170		4,183,170
Grants	7,718,500	(300,000)	7,418,500
Land habitat and deer	12,054,686		12,054,686
Noxious weed control	600,000		600,000
Missouri River enforcement	200,000		200,000
Grants, gifts, and donations	800,000		800,000
Nongame wildlife conservation	120,000		120,000
Lonetree Reservoir	1,749,065		1,749,065
Wildlife Services	768,800	100,000	868,800
<b>Total all funds</b>	<b>\$64,737,742</b>	<b>(\$200,000)</b>	<b>\$64,537,742</b>
Less estimated income	64,737,742	(200,000)	64,537,742
General fund	\$0	\$0	\$0
<b>FTE</b>	<b>157.00</b>	<b>0.00</b>	<b>157.00</b>
<b>Bill Total</b>			
Total all funds	\$64,737,742	(\$200,000)	\$64,537,742
Less estimated income	64,737,742	(200,000)	64,537,742
General fund	\$0	\$0	\$0
<b>FTE</b>	<b>157.00</b>	<b>0.00</b>	<b>157.00</b>

**Senate Bill No. 2017 - Game and Fish Department - Senate Action**

	<b>Executive Budget</b>	<b>Senate Changes</b>	<b>Senate Version</b>
Salaries and wages	\$24,019,028		\$24,019,028
Operating expenses	12,524,493		12,524,493
Capital assets	4,183,170		4,183,170
Grants	7,718,500	(300,000)	7,418,500
Land habitat and deer	12,054,686		12,054,686
Noxious weed control	600,000		600,000
Missouri River enforcement	200,000		200,000
Grants, gifts, and donations	800,000		800,000
Nongame wildlife conservation	120,000		120,000
Lonetree Reservoir	1,749,065		1,749,065
Wildlife Services	768,800	100,000	868,800
<b>Total all funds</b>	<b>\$64,737,742</b>	<b>(\$200,000)</b>	<b>\$64,537,742</b>
Less estimated income	64,737,742	(200,000)	64,537,742
General fund	\$0	\$0	\$0
<b>FTE</b>	<b>157.00</b>	<b>0.00</b>	<b>157.00</b>

**Department 720 - Game and Fish Department - Detail of Senate Changes**

	Reduces Funding for Grahams Island State Park Road Project <sup>1</sup>	Increases Funding for Wildlife Services <sup>2</sup>	Total Senate Changes
Salaries and wages			
Operating expenses			
Capital assets			
Grants	(300,000)		(300,000)
Land habitat and deer			
Noxious weed control			
Missouri River enforcement			
Grants, gifts, and donations			
Nongame wildlife conservation			
Lonetree Reservoir			
Wildlife Services		100,000	100,000
<b>Total all funds</b>	<b>(\$300,000)</b>	<b>\$100,000</b>	<b>(\$200,000)</b>
Less estimated income	(300,000)	100,000	(200,000)
General fund	\$0	\$0	\$0
<b>FTE</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>

<sup>1</sup> This amendment reduces funding for a grant to the Parks and Recreation Department for the Grahams Island State Park roadway project by \$300,000 to provide total grant funding of \$100,000.

<sup>2</sup> This amendment increases the amount of funding to be provided to the Agriculture Commissioner for the Wildlife Services program to provide a total of \$868,800.

A section is added to appropriate \$200,000 from the game and fish fund to the Game and Fish Department for the remainder of the 2009-11 biennium to be provided to the Agriculture Commissioner for the Wildlife Services program. Legislative intent is included the section and the section is declared to be an emergency measure.

## HOUSE APPROPRIATIONS 2011

Thank you for having us here today. My name is Terry Steinwand and I'm the Director of the North Dakota Game and Fish Department. With your permission, I'll make some opening statements and then turn the podium over to Kim Molesworth, Chief of Administrative Services, for presentation of the proposed budget.

The Game and Fish Dept. is a special fund agency in that we depend on hunting and fishing license sales and federal excise taxes on hunting and fishing goods for our primary funding source. Over the past 10 years we've been relatively fortunate in that our fish and wildlife resources have fared pretty well. Mild winters up to three years ago made life fairly easy for wildlife on North Dakota's landscape. The last two, and now three, have been a challenge for them and us. Despite these challenges our license sales have remained steady and risen in some instances. Over the last 10 years, North Dakota leads the nation in percent increase in license sales for hunting with a 26% increase. The next closest is Kentucky with 19%. Thirty states have shown a decline in hunting license sales. We're also fourth in the nation for increase in fishing license sales with an almost 5% increase, and again over 30 states have experienced a decline. In the past few years, the federal appropriation for fishing and hunting goods has also been higher than anticipated, largely due to scares about gun control. The increase in excise taxes from hunting and fishing goods sales, along with strong license sales, have put us in a good situation but the 'good old days' might be today. License sales typically follow the resource, i.e., if the resource is abundant, license sales are good. Additionally, we recently received the appropriation numbers from the federal excise taxes on hunting and fishing equipment and our allocation is down, which we actually anticipated.

This winter has been hard on wildlife and people alike. And being the third consecutive winter with high snow accumulations and cold

temperatures it's testing the patience of people and survival of wildlife. We'll undoubtedly be impacted by winter mortality of fish and wildlife but once again won't know the full effects until the spring when we have the opportunity to survey those populations. (e.g., crowing counts, lake surveys, etc.).

There are a couple of items I'd like to highlight before turning this over to Kim, the first being the proposed funding for raising the road to Graham's Island State Park. Senate appropriations reduced Game and Fish cost share by \$300,000 for this project. We would have no objection to this funding being restored.

The second, and larger area of concern for the budget in front of you is the increase of funding from Game and Fish to USDA Wildlife Services. We have no argument that this is a much needed service for North Dakota. The cost of doing business is increasing for all businesses and services and Wildlife Services is no exception. The concern we have at is the proportion of the costs and increases seem to increasingly be placed on the sportsmen and women of the state since our portion of the funding originates from license sales dollars and has consistently increased over the years. In 1999, the cost allocated to Game and Fish was \$100,000 with a total budget for Wildlife Services being \$2,424,447 which amounts to 4% of the budget being sportsmen's dollars. What's proposed in the budget in front of you is the portion of the budget coming from Game and Fish (or sportsmen's dollars) would be \$968,800 for this biennium (an additional \$200,000 to make up for a shortfall in the Wildlife Service's budget) and \$868,800 for next biennium. While we certainly don't know exactly what the federal contribution will be, if it's similar to last years the total budget would be \$3,452,768, of which 28% would be from Game and Fish for this biennium and 25% for next biennium. And in all likelihood given the federal deficit and anticipated cuts in federal funding, the federal portion will be lower which would put a heavier burden on the state. Given these challenges, alternative sources of funding for Wildlife Services in North Dakota should be evaluated and considered in an attempt to reduce the burden on the

sportsmen and women of the state while still providing sufficient funding for the program. During the last legislative session, Section 6 of HB No. 1009 had a directive to review the program funding sources for Wildlife Services. I believe this was done but I suggest alternative sources of funding for this program also be reviewed.

With that, and with your permission, I'll now turn it over to Kim to present the budget.



"VARIETY IN HUNTING AND FISHING"

**NORTH DAKOTA GAME AND FISH DEPARTMENT**

100 NORTH BISMARCK EXPRESSWAY BISMARCK, NORTH DAKOTA 58501-5095 PHONE 701-328-6300 FAX 701-328-6352

March 15, 2011

**2011-2013 Appropriation Request SB2017  
North Dakota Game and Fish Department**

The Game and Fish Department is a special fund agency using only hunting, fishing, and boat license revenue and federal funding. The Executive Budget Recommendation is \$64,737,742. This is an increase of about \$4.2 million from the 2009-2011 appropriation.

Senate amendments to SB2017 reduced our budget to \$64,537,742, a decrease of \$200,000. Our grants line was decreased by \$300,000 and the Wildlife Services line was increased by \$100,000.

The Department's funds will support this appropriation request without any license fee increases. This request includes the following amounts:

Game and Fish Fund	\$59,987,314
Nongame Wildlife Fund	\$120,000
Private Land Habitat Fund	\$4,430,428

**Appropriation Total \$64,537,742**

**Fund Balances - Fund balance projections are as follows:**

	<u>6/30/11</u>	<u>6/30/13</u>
Game and Fish Fund	\$26,320,279	\$22,190,194
Private Land Habitat Fund	\$291,088	\$180,660
Non-Game Wildlife Fund	\$126,234	\$41,234

**Revenue**

**Federal revenue is expected to be as follows:**

Federal Aid in Wildlife Restoration Act	\$14,000,000
Federal Aid in Sport Fish Restoration Act	\$10,000,000
Recreational Boating Safety Program	\$1,219,658
State Wildlife Grants	\$1,300,000
Misc. Federal Grants	\$981,668
Bureau of Reclamation (Lonetree)	<u>\$1,748,000</u>
<b>Total Federal Revenue</b>	<b>\$29,249,326</b>

**State Revenue by Fund:**

Game and Fish Fund (Licenses + Misc.)	\$26,220,000
Private Land Habitat Fund	\$4,320,000
Nongame Wildlife Fund (Donations)	\$35,000
<b>Total State Revenue</b>	<b>\$30,575,000</b>
<b>Total All Revenue</b>	<b>\$59,824,326</b>

**REQUEST RECOMMENDATION COMPARISON SUMMARY**

720 Game and Department  
 Biennium: 2011-13

SB2017

Description	Expenditures Prev Biennium 2007-2009	Present Budget 2009-2011	2011-2013 Requested		Requested Budget 2011-2013	2011-2013 Recommended		Executive Recommendation 2011-2013
			Incr(Decr)	% Chg		Incr(Decr)	% Chg	
<b>By Major Program</b>								
Administrative Services	10,541,232	12,922,804	(1,448,371)	(11.2%)	11,474,433	(1,530,690)	(11.8%)	11,392,114
Fisheries	7,681,803	9,556,794	1,678,883	17.6%	11,235,677	2,263,430	23.7%	11,820,224
Enforcement	6,242,800	7,812,642	309,667	4.0%	8,122,309	630,253	8.1%	8,442,895
Communications and Conservation	6,350,175	6,909,501	87,975	1.3%	6,997,476	276,775	4.0%	7,186,276
Wildlife	20,536,032	23,294,819	2,221,490	9.5%	25,516,309	2,601,414	11.2%	25,896,233
<b>Total Major Programs</b>	<b>51,352,042</b>	<b>60,496,560</b>	<b>2,849,644</b>	<b>4.7%</b>	<b>63,346,204</b>	<b>4,241,182</b>	<b>7.0%</b>	<b>64,737,742</b>
<b>By Line Item</b>								
Salaries and Wages	18,567,043	21,580,287	1,230,954	5.7%	22,811,241	2,438,741	11.3%	24,019,028
Operating Expenses	10,309,839	12,800,000	(275,507)	(2.2%)	12,524,493	(275,507)	(2.2%)	12,524,493
Capital Assets	2,819,152	3,965,000	518,170	13.1%	4,483,170	218,170	5.5%	4,183,170
Capital Construction Carryover	220,676	1,032,622	(1,032,622)	(100.0%)	0	(1,032,622)	(100.0%)	0
Grants-Game and Fish	5,660,136	6,544,000	774,500	11.8%	7,318,500	1,174,500	17.9%	7,718,500
Land Habitat & Deer Depredation	10,406,283	11,080,162	919,838	8.3%	12,000,000	974,524	8.8%	12,054,686
Noxious Weed Control	437,732	550,000	50,000	9.1%	600,000	50,000	9.1%	600,000
Recruitment and Retention	28,500	0	0	0.0%	0	0	0.0%	0
Missouri River Enforcement	0	0	200,000	100.0%	200,000	200,000	100.0%	200,000
Grant-Gift-Donation	178,905	400,000	400,000	100.0%	800,000	400,000	100.0%	800,000
Nongame Wildlife Conservation	10,499	120,000	0	0.0%	120,000	0	0.0%	120,000
Lonetree Reservoir	1,304,902	1,655,689	64,311	3.9%	1,720,000	93,376	5.6%	1,749,065
Wildlife Services	680,000	768,800	0	0.0%	768,800	0	0.0%	768,800
Ramp and Marina Improvements	728,375	0	0	0.0%	0	0	0.0%	0
<b>Total Line Items</b>	<b>51,352,042</b>	<b>60,496,560</b>	<b>2,849,644</b>	<b>4.7%</b>	<b>63,346,204</b>	<b>4,241,182</b>	<b>7.0%</b>	<b>64,737,742</b>
<b>By Funding Source</b>								
General Fund	0	0	0	0.0%	0	0	0.0%	0
Federal Funds	19,050,244	24,531,242	4,856,184	19.8%	29,387,426	5,305,987	21.6%	29,837,229
Special Funds	32,301,798	35,965,318	(2,006,540)	(5.6%)	33,958,778	(1,064,805)	(3.0%)	34,900,513
<b>Total Funding Source</b>	<b>51,352,042</b>	<b>60,496,560</b>	<b>2,849,644</b>	<b>4.7%</b>	<b>63,346,204</b>	<b>4,241,182</b>	<b>7.0%</b>	<b>64,737,742</b>
<b>Total FTE</b>	<b>155.00</b>	<b>157.00</b>	<b>0.00</b>	<b>0.0%</b>	<b>157.00</b>	<b>0.00</b>	<b>0.0%</b>	<b>157.00</b>

# Game and Fish Department

Statutory Authority  
North Dakota Century Code Title 20.1.

## Agency Description

The North Dakota Game and Fish Department manages publicly owned wildlife resources for the state of North Dakota. The Game and Fish Department consists of five major divisions, as follows:

- Administrative Services provides policy, planning, and support services and is responsible for all game and fish licensing.
- Fisheries manages the state's fisheries.
- Enforcement provides enforcement of the laws and regulations governing the use of the state's wildlife resources and recreational waters.
- Conservation and Communication informs the public of rules, regulations, and guidelines for safe, lawful hunting, fishing, trapping, and boating.
- Wildlife provides for the management of wildlife resources in the state.

## Major Accomplishments

1. Expanded the private land initiative (PLI) to include a conservation reserve program (CRP) cost share and hunting access program with 1.0 million acres.
2. Emphasized biological control of leafy spurge and other noxious weeds.
3. Continued the special spring snow goose hunting season and expanded Canada goose hunting opportunities.
4. Developed a state management plan for the black-tailed prairie dog.
5. Developed a department web site that includes a large variety of game and fish information, on-line game and fish license sales and lottery applications.
6. Provided hunter safety education to 6,000 youth in 200 communities.

Agency 720

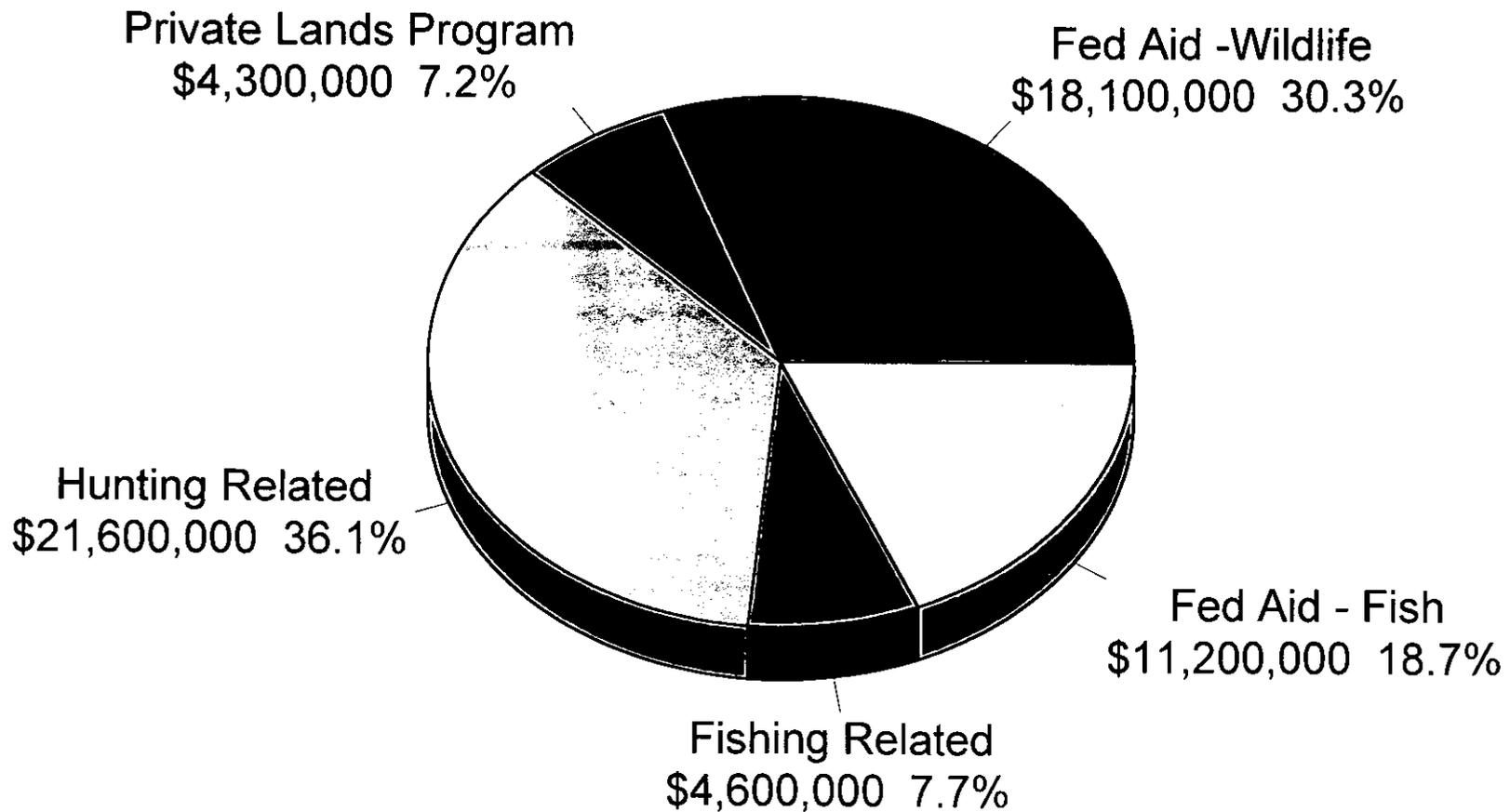
7. Expanded the department's shooting range grants program and larger shooting range projects throughout the state.
8. Increased the number of recreational fishing lakes in North Dakota to over 300 in the past ten years.
9. Instituted the Aquatic Habitat-Save Our Lakes Program to restore deteriorating aquatic habitat.
10. Improved boating access throughout the state.

## Executive Budget Recommendation

- Includes \$8.4 million, an increase of \$1.4 million, for landowner payments through the Private Lands Initiative, maintaining public hunting access to over 1.0 million acres.
- Includes \$520,000, an increase of \$80,000, for grants to support the continued operation and maintenance of the Garrison Dam Fish Hatchery.
- Includes \$175,000 to implement in-car video technology for game wardens.
- Provides \$1.0 million for in lieu of tax payments to political subdivisions for department owned lands.
- Continues grants of \$768,800 to support the federal Wildlife Services agency.
- Continues grants of \$122,000 to support boat ramp operation and maintenance in state parks.
- Continues grants of \$200,000 for Department of Agriculture, Board of Animal Health.
- Provides a one-time grant of \$400,000 to the Parks and Recreation Department for cost sharing in the \$14.4 million Grahams Island State Park access road project.

# 2011-13 Revenue Projection

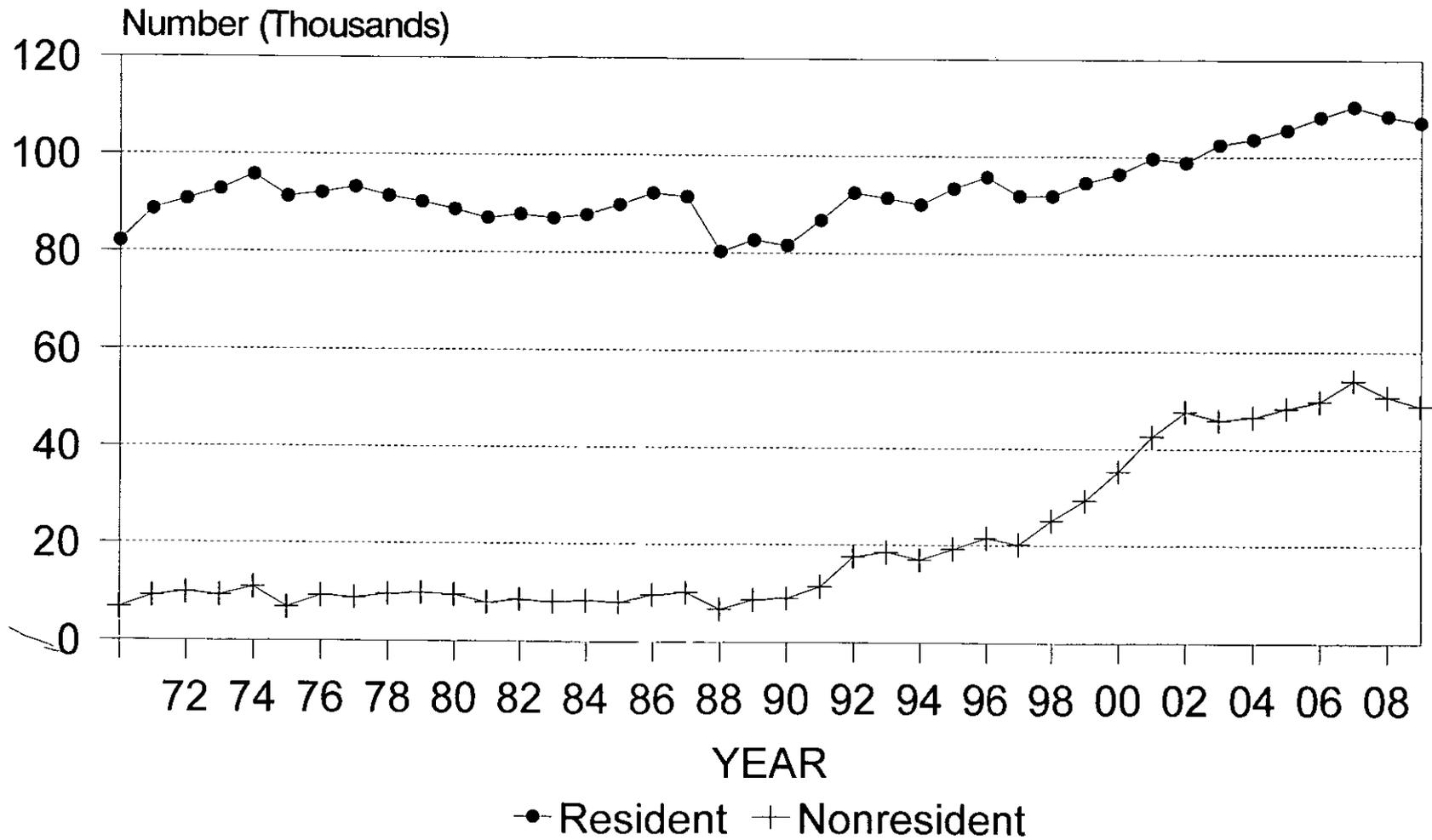
ND Game and Fish Department



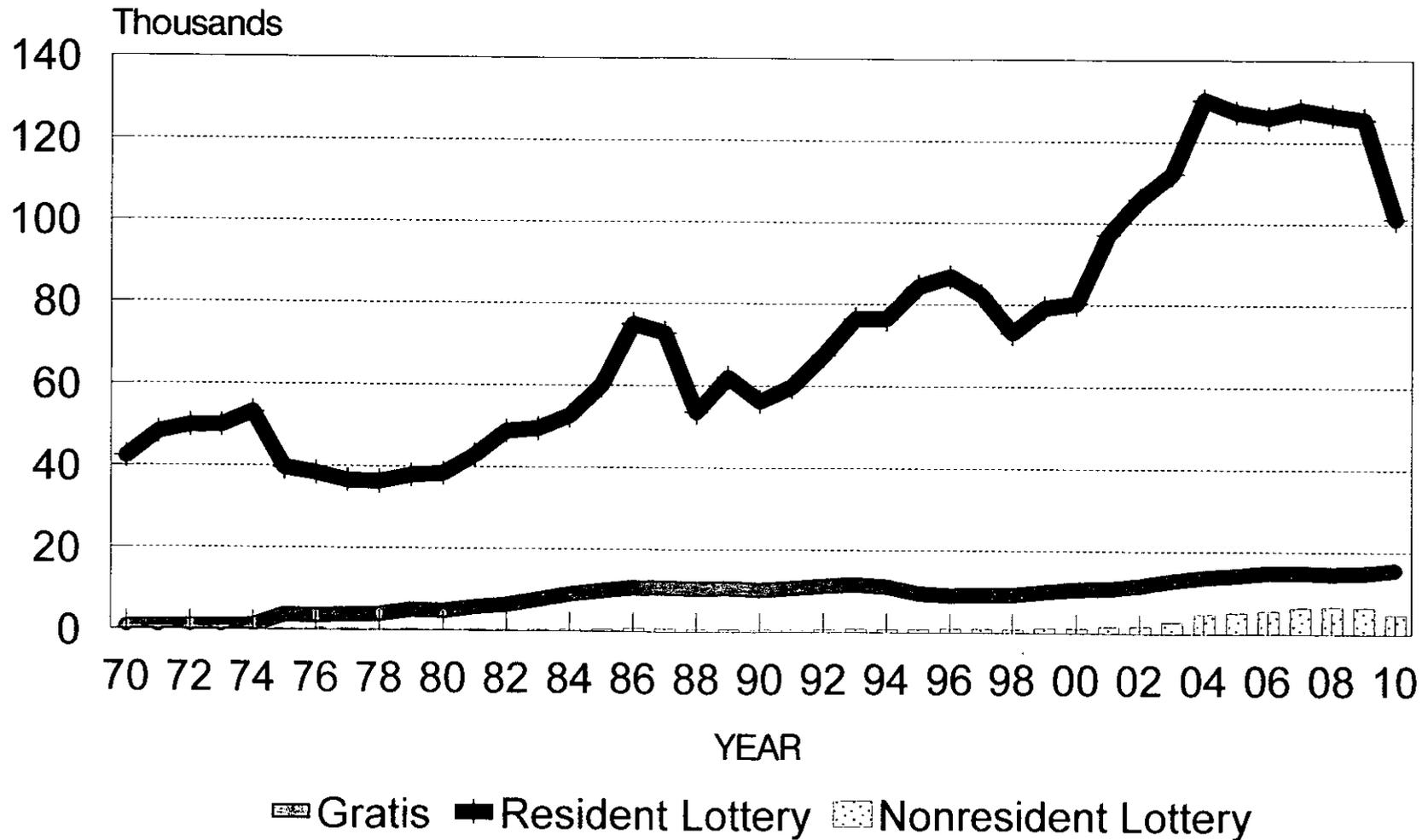
Total=\$59,800,000

# NORTH DAKOTA

## GENERAL GAME LICENSE SALES



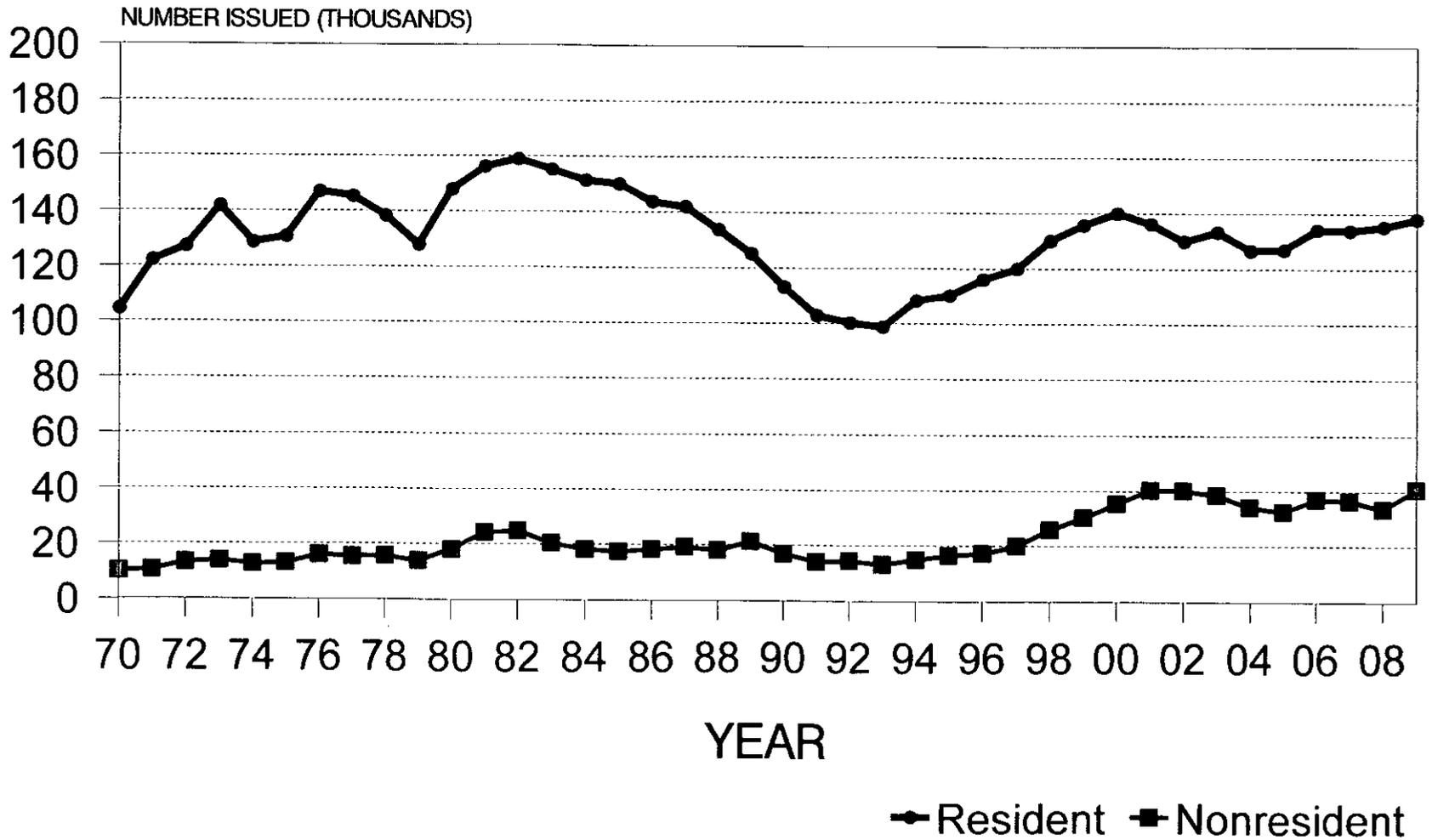
# DEER GUN LICENSES ISSUED



Reg. and youth gun seasons only Includes NR landowner as paid NR lic.

# FISHING LICENSE SALES

North Dakota Game and Fish Department



## Items of Special Interest

The Department's overall budget increased 7% from 2009-11 to the Governor's Executive Recommendation for 2011-13.

Brief details on the budgets for the Department's five divisions are presented below.

**1. Administrative Services Division Budget** - Costs in this Division include the following:

- Secretarial support for all Divisions
- Licensing section costs including lotteries
- Accounting costs
- Information Technology costs
- All Department utility, telephone, office rental, janitorial, office supply, insurance, postage, air craft costs, office machine rental, and other similar costs.
- Credit card transaction fees - \$400,000.
- Legal services from Attorney General's office
- Costs for the Game and Fish Advisory Board
- In Lieu of Tax payments for all Department lands - \$1,000,000
- North Dakota Risk Management fund - \$13,569
- Statewide Cost Allocation payment to OMB - \$250,000
- Costs for the Director, Deputy Director, Administrative Services Division Chief, and Data Processing Coordinators.
- Capital Assets line - \$300,000 for extraordinary repairs to Department facilities statewide and \$200,000 for 2 district office storage buildings (Devils Lake and Williston)
- Cooperative Grants – \$245,000 for grants to local groups for game and fish related projects.
- The Department Donation account - \$800,000

The Administrative Services Division budget is decreased by the Capital Construction Carryover line per OMB budget guidelines.

**2. Fisheries Division Budget** - This program includes fish production and distribution, fishery research and surveys, and fishing area and boating facility development and maintenance and a Save Our Lakes program. This division's budget request is a 23% increase from 2009-11.

\$2,755,000 is budgeted for Grants for boating access and development. These grants are used for cost sharing with local governments on fishing and boating facilities. Of that amount, there is \$1,250,000 for Devils Lake. The grants line also includes:

- \$372,000 for creel survey and other fisheries management work;
- \$520,000 to pay the Department's share of costs for the Garrison Dam National Fish Hatchery;

- \$122,000 for boating ramp O&M to Parks and Recreation Department for state parks;
- \$100,000 to Parks and Recreation Department for cost sharing in the Grahams Island State Park access road project. This amount was decreased from \$400K to \$100K by the Senate.

\$875,000 is budgeted in Capital Assets as extra ordinary repairs for projects on Department managed lands. Some types of projects include shoreline improvements, sediment removal, or rip rap work.

High and low water conditions at Devils Lake and Lake Sakakawea have been major challenges for the boating access program. The Department receives 75% federal funding for most of the work in this division. In some cases the 25% match comes from local partners such as park boards.

### **SAVE OUR LAKES PROGRAM**

These projects included sediment dams, shoreline enhancements and building of earthen piers, establishment of buffer zones, building of rock weirs, building of wetlands, waste management systems, active hypolimnetic pumping systems, passive low water draw downs, fencing projects, alternate water sources (well), planting of trees and grasses in riparian areas, sediment removal, purchase of equipment for cooperating agencies, gravel spawning substrates, establishment of wave breaks and underwater boulder habitats.

\$482,000 is budgeted as grants for work on public lands. Much of the land where lakes and reservoirs are is publicly owned. \$400,000 is budgeted in the private lands line item. Dollars from the private lands line item can be spent only on private land. A significant portion of our watershed work will be on private land.

**3. Enforcement Division** - This budget supports a staff of thirty-seven law enforcement employees. This division's budget request is an 8% increase from 2009-11. The budget includes operating expenses mainly for State Fleet and travel costs. Game wardens are very dependent on vehicles to do their work. \$175,000 is included in Capital Assets to implement in-car technology for game wardens. Replacement boats, snowmobiles and all-terrain vehicles are also budgeted in capital assets.

\$200,000 is budgeted as a special line entitled, Missouri River Enforcement. The budget remains the same as the current biennium; however we felt the need to set it up as a special line since expenditures are spent among various lines. Expenditures include salaries, operating, and equipment related to enforcement activities on and along the Missouri River in the Burleigh and Morton county area. Funds are also used for Grants to local law enforcement agencies (Bismarck police department, Morton county sheriff's office, etc.) for officer salaries to help with the Missouri River enforcement.

**4. Conservation and Communication Division** - Programs include aquatic and hunter education, nongame wildlife program, ND Outdoors magazine, ND Outdoors weekly television program, boating education, web page management, and supplying general information to the public. Also, natural resource related reviews and recommendations are provided to private and government entities. This division's budget request is a 4% increase from 2009-11.

Capital Asset funds are needed to replace and enhance video production equipment and equipment for education programs. Grant funds are used as follows: \$262,500 is included in grants for shooting range projects throughout the state. Federal funding is passed on to local groups that provide the matching funds for shooting facilities for public use and for hunter education. An \$80,000 boating grant program for counties is also included in the grants budget. \$300,000 is included as grants for youth programs, archery in schools and Hooked on Fishing. \$1,300,000 is included in grants for the State Wildlife Grant Program. This federally funded program works primarily with wildlife species that are not hunted. The match is normally provided by the grant recipient.

This division's budget also includes the nongame wildlife program. It is a special line item supported by an income tax check off.

**5. Wildlife Division** - This budget includes operational costs for Department managed lands, wildlife surveys and investigations, disease surveillance and management, and grants to organizations on cooperative projects. This division's budget increased about 11% from 2009-11. Salaries are increased to support current staff. \$880,000 is included for grants with wildlife groups and organizations on cooperative projects and wildlife research projects conducted through universities. The grants budget also includes \$200,000 to reimburse the State Veterinarian for costs related to oversight of farmed wildlife producers and the administration of wildlife propagation permits. Its budget is continued at the same level as the 2009-11 biennium. \$800,000 is included for land acquisitions of small tracts near wildlife management areas, possibly in-holding or round-outs that may come up during the biennium. Its budget is continued as the same level as the 2009-11 biennium.

**Noxious Weed Control Line Item** - \$600,000 is requested for work on Department lands; an increase of \$50,000 from 2009-11.

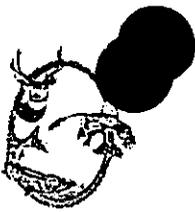
**Wildlife Services Line Item** - Senate amendments to SB2017 increased our budget for this line by \$100,000 from \$768,800 to \$868,800. These funds to Wildlife Services are used to support Wildlife Service's animal damage control work. The Senate also added \$200,000 to our appropriation for 2009-11 for Wildlife Services and it was declared an emergency measure.

**Lonetree Line Item** - A \$1,749,065 appropriation is requested to operate the Lonetree area. The Lonetree area consists of over 30,000 acres of land managed for wildlife

purposes. The North Dakota Game and Fish Department manages and provides technical services for this area for the State of North Dakota as laid out in the Garrison Diversion Reformulation Act. The budget for this line increased 5% from 2009-11. 100% of the funding for this budget comes from the Bureau of Reclamation. The budget continues to include funding for 5 staff, operating, equipment, maintenance and development for this area.

**Private Land Habitat and Deer Depredation Line Item** – A \$12,054,686 appropriation is requested to operate this special line. This line is commonly called the Private Land Initiative (PLI) line. This line is not just for our Private Land Open To Sportsmen (PLOTS) program, it also includes deer depredation and administrative costs for the PLI line. The budget increased approximately 9% from 2009-11. Of the total line, the budget for the PLOTS Program is \$10.1 million of which \$7.7 million is landowner payments. We have been able to maintain our 1 million acre goal for the PLOTS program. The line also includes \$677,000 in grants for the Voluntary Public Access and Habitat Incentive Program also known as the Open Fields grant which is used for public access payments to landowners.

The chart on the next page illustrates the type of PLOTS programs and the # of acres. The PLOTS program consists of various types of programs that the landowner can choose from. The 2 biggest programs are CRP and Working Lands.



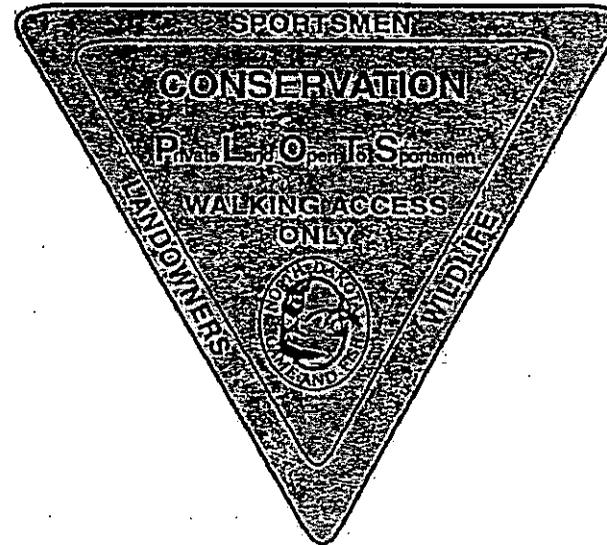
# North Dakota Game and Fish Department

## Private Land Initiative

### 2011 PLOTS Program Acreage

1/3/2011

<u>Program Type</u>	<u>Total Acres</u>
Beginning Farmer Program	3,080
CREP/Coverlocks	14,015
CRP Access Program	346,409
Food Plots	616
Habitat Plots	131,217
Other	11,945
Private Forest Conservation Program	12,039
Tree Planting Cost Share Program	4,144
Working Lands Program	466,535
WRP Incentive Program	10,502
<b>Totals</b>	<b>1,000,503</b>



## Department Appropriation - Key Items

Recap of some key items follows

Fisheries boating access grants	\$2,755,000
Fishing area extraordinary repairs	\$875,000
Garrison Dam Fish Hatchery operations grant	\$520,000
Fisheries research and survey grants	\$372,000
*Parks & Rec. Dept. boat ramp O&M in parks	\$122,000
*ND Parks & Rec. Dept. Grahams Island road	\$100,000
*Cost Allocation Costs - OMB	\$250,000
In Lieu of Tax Payments	\$1,000,000
Donation Account	\$800,000
Shooting Range Grants	\$262,500
Youth programs, archery in schools and Hooked On Fishing grants	\$300,000
State Wildlife Grant – nongame funding	\$1,300,000
*Wildlife Services Animal Damage Control Line Item	\$868,800
*State Veterinarian Funding	\$200,000
Land Acquisition (Budget section approval req.)	\$800,000
Noxious Weed Control Line Item	\$600,000
Lonetree Area Bureau of Reclamation Project	\$1,749,065
Private Land Habitat and Access Program	\$12,054,686
Missouri River Enforcement Grants	\$200,000

\*Indicates funding to other agencies

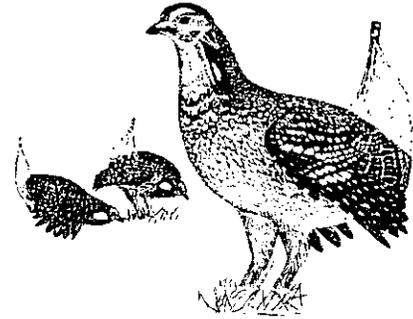
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*North Dakota Chapter*

**THE WILDLIFE SOCIETY**

P.O. BOX 1442 • BISMARCK, ND 58502



**TESTIMONY OF MIKE McENROE  
NORTH DAKOTA CHAPTER OF THE WILDLIFE SOCIETY  
ON SB 2017  
HOUSE APPROPRIATIONS COMMITTEE  
MARCH 15, 2011**

Chairman Thoreson and members of the Appropriations Committee:

My name is Mike McEnroe and I am representing the North Dakota Chapter of The Wildlife Society. The Chapter is the professional organization representing over 320 wildlife biologists, land managers, university staff, and law enforcement officers in the natural resource management field. By way of further introduction I have attached a copy of our membership brochure at the end of my testimony.

I am before you today to speak in support of SB 2017, the appropriation bill for the North Dakota Game and Fish Department. We are supportive of the overall increases in the Department's budget, but have concerns over the amount of game and fish fund monies supporting the Wildlife Services program. To address those concerns, we would like to suggest two changes to the SB 2017.

The initial appropriation included \$ 768,000 for Wildlife Services for the next biennium. We were pleased that this amount did not increase this session. However, since the first hearing, the Wildlife Services budget has been increased by a \$ 200,000 emergency appropriation for this current biennium and an additional \$ 100,000 for the next. This makes the Game and Fish Department contribution to Wildlife Services over \$ 1 million in this budget. I would recommend that in this time of "budgets in the black", that approximately \$ 300-400,000 of the appropriation to Wildlife Services come from the Game and Fish Department's budget, and the remainder come from the general fund. Attached to this testimony is a comparison of

the Department's and the general fund contributions to Wildlife Services and how it has changed each session since 1999. While Department funding started in a time when general fund budgets were short, and a Department contribution was necessary to support an Agriculture Department function, that is no longer the case.

As part of that first recommendation, we would also recommend that the Legislature conduct an interim study of the Wildlife Services program. Each session questions are asked; how much in total State and Federal funding does this program cost? Is the Federal share growing or shrinking? Can the State take over the program? What are the federal salary costs? Can the State do it more efficiently? There are suggestions that the Federal budget for Wildlife Services will be reduced or zero-funded by Congress in 2012. What are the State options if that happens? An interim study would provide the information needed to assess the Wildlife Services program and how it should operate in North Dakota.

Our second recommendation is for the Legislature to direct the Department to use the \$ 400,000 saved if the Wildlife Services earmark is reduced, to prepare a report to the Legislature and/or the Governor on the projected impacts from energy development and a plan of action to offset or minimize those impacts to North Dakota's natural resources.

Energy development has been an economic boon to North Dakota and is one of the key reasons our State has a very strong economy. However, we must balance energy development and maintaining the qualities of life that make people want to live in North Dakota. Governor Dalrymple and the Legislature have recognized the impacts to the human environment in western North Dakota and have proposed budgets to address infrastructure, roads, housing, and water needs. Energy development also impacts croplands, grasslands, woody draws, creeks, and wetlands, the natural infrastructure on which the State's fish and wildlife depend? Reports state there were 1,900 wells drilled in the Bakken formation last year, with some 1,600-2,000 more planned for 2011, and 28,000 over the next 20 years. Does anyone believe that wildlife will hold their own in the face of this development? Now is the time to work with the energy industry to minimize long-term impacts to the State's fish, wildlife, and natural resources.

Conserving our natural resources and our quality of life during times of expanding economic development is not without precedent. In 1973,

Governor Link made a famous speech (attached) emphasizing responsible energy extraction and protecting our land resource. Governor Link stated, and I paraphrase, that when the landscape was quiet again, when the draglines and bulldozers are done, and the last patch of barren earth has been reseeded to grass or grain, the land must be as good and in some cases better than before. Only if we can say this will we be worthy of the rich heritage of our land and its resources.

Energy development is now affecting a large portion of the State and will continue to do so for many years. We must be proactive and balance all uses of our natural resources. We believe that careful consideration can be made for fish and wildlife and their habitats that will allow energy development to continue to be an economic boon to North Dakota and still maintain many of the "quality of life" resources that our citizens want and consider a major factor for their residency in North Dakota.

Thank you. I would stand for any questions the Committee may have.

Attachments:

North Dakota Chapter brochure

Wildlife Services/Game and Fish Department funding

Gov. Link's 1973 speech

**Game and Fish Department Funding for Wildlife Services  
1999-2013**

1999-2001	\$ 100,000
2001-2003	\$ 400,000
2003-2005	\$ 550,000
2005-2007	\$ 550,000
2007-2009	\$ 680,000
2009-2011	\$ 768,000 plus \$200,00 from 2011
2011-2013 (amended)	\$ 868,000



Protecting People  
Protecting Agriculture  
Protecting Wildlife

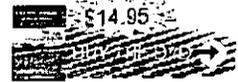
## WILDLIFE SERVICES HISTORIC STATE AND FEDERAL FUNDING

Biennium	Game and Fish Funds	General Funds	Total State Funds	Federal Fiscal Years	Total Federal Funds
1997-1999		\$779,694	\$779,694	1998-1999	\$1,476,763
1999-2001	\$100,000	\$779,694	\$879,694	2000-2001	\$1,544,753
2001-2003	\$400,000	\$375,707	\$775,707	2002-2003	\$2,462,345
2003-2005	\$550,000	\$250,000	\$800,000	2004-2005	\$2,351,832
2005-2007	\$680,000	\$250,000	\$930,000	2006-2007	\$2,568,292
2007-2009	\$680,000	\$240,000	\$920,000 <sup>1</sup>	2008-2009	\$2,424,355
2009-2011	\$768,800	\$298,600	\$1,067,400	2010-2011	\$2,385,368

<sup>1</sup> Does not include \$159,000 (EARP & Sunflower Council funds) appropriated for blackbird research.

FY10 Federal Budget		
Name	Amount	Explanation
Base	\$817,081	Funds the State Director, District Supervisor, Budget Analyst, Office Support Assistant, MIS Data Tech (60%); plus \$156,000 for blackbird work; travel for office staff and 9 field staff, plus office office expenses and purchase of replacement vehicles and other equipment/supplies, fuel and maintenance for all vehicles, including aircraft.
Wildlife Disease	\$48,190	Funds 40% of Disease Biologist salary/benefits; plus related expenses
Avian Influenza	\$72,284	Funds 60% of Disease Biologist salary/benefits, plus related expenses
Blackbird	\$191,390	Funds portions of cattail spraying (chemical and pilot), 8 temporary staff, equipment, travel, etc. for temporary staff
Aviation	\$63,739	Funds portion of Pilot salary/benefits, 100% salary/benefits for crewmember and travel.

# When the Landscape is Quiet Again The Legacy of Art Link



[Home](#) [Movie Trailer](#) [Photo Album](#) [Speech Transcript](#) [Movie Transcript](#) [In The Press](#)



## **When the Landscape is Quiet Again**

*We do not want to halt progress*

*We do not plan to be selfish and say "North Dakota will not share its energy resource."*

*No, we simply want to insure the most efficient and environmentally sound method of utilizing our precious coal and water resources for the benefit of the broadest number of people possible.*

*And when we are through with that and the landscape is quiet again, when the draglines, the blasting rigs, the power shovels and the huge gondolas cease to rip and roar!*

*And when the last bulldozer has pushed the last spoil pile into place, and the last patch of barren earth has been seeded to grass or grain, let those who follow and repopulate the land be able to say, our grandparents did their job well. The land is as good and, in some cases, better than before.*

*Only if they can say this will we be worthy of the rich heritage of our land and its resources.*

*Governor Arthur A Link*

*October 11, 1973 - [Buy The DVD](#)*

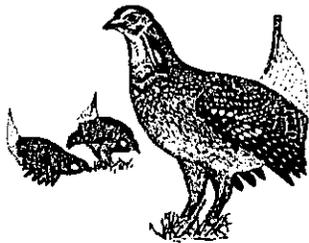
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## SCHOLARSHIP PROGRAM

College scholarships are awarded annually to outstanding undergraduate natural resource students at Minot State University- Bottineau, North Dakota State University, Sitting Bull College, University of North Dakota, and Valley City State University. In addition, two outstanding graduate student awards are presented each year. Natural resource instructors at each of the universities and colleges nominate students for the scholarship awards.

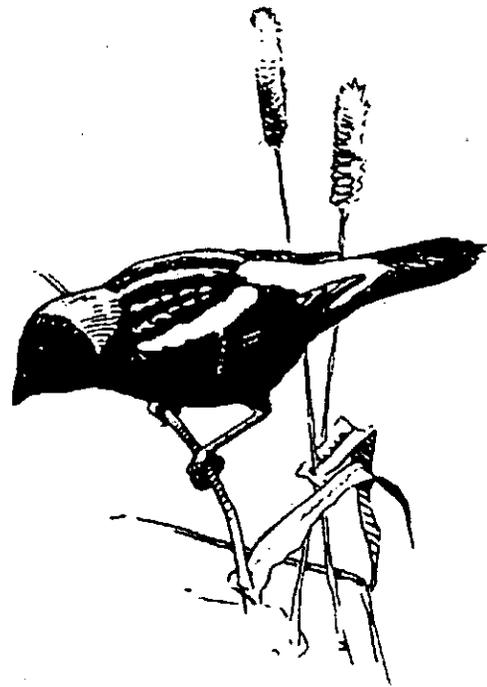
The Chapter has also implemented a Legacy Trust Initiative to strengthen the connection between natural resource students, educators, and the wildlife profession. Included in this endeavor are job fairs, career lesson panels, and opportunities for students to attend and engage in professional meetings.



NORTH DAKOTA CHAPTER  
THE WILDLIFE SOCIETY  
P.O. Box 1442  
Bismarck, ND  
58502-1442  
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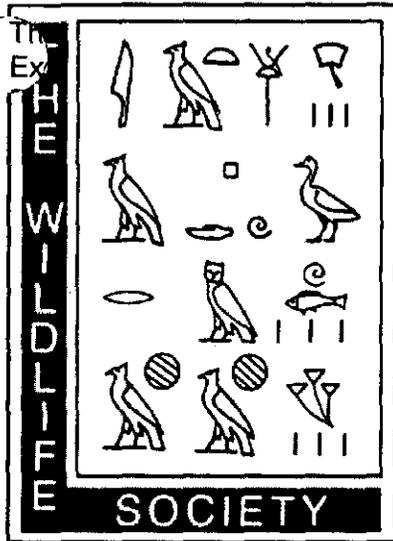
# North Dakota Chapter

*The Wildlife Society*



NORTH DAKOTA CHAPTER  
The Wildlife Society

*Dedicated to the wise use of North  
Dakota's natural resources*



## WHAT IS THE WILDLIFE SOCIETY?

Founded in 1937, The Wildlife Society is an international, nonprofit, scientific and educational organization composed of professionals, students and laypersons interested and active in wildlife research, management, education, and administration.

## NORTH DAKOTA CHAPTER OF THE WILDLIFE SOCIETY

The North Dakota Chapter is an active affiliate of The Wildlife Society, a national organization. The Chapter is specifically concerned with effective management of North Dakota's plant and wildlife communities. The Chapter provides expertise in advising legislative and judicial processes concerning conservation of natural resources. It advocates the holistic treatment of environmental questions. The Chapter

was founded in 1963 and has played an active role in North Dakota wildlife management since that time.

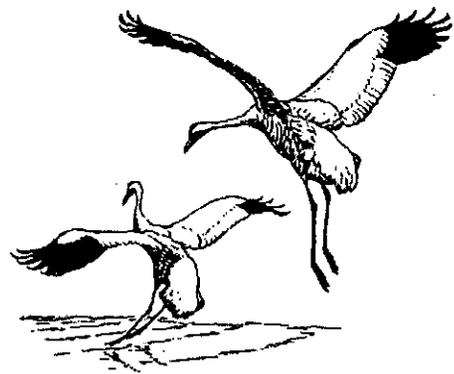
## CHAPTER MEMBERSHIP

Membership in the Chapter is open to any person who has an interest in the objectives and activities of the Chapter and is formally trained or employed in the wildlife field.

Those not meeting the education or employment requirements may also affiliate with the Chapter.

Association with the Chapter provides opportunities to be informed and participate in resolving conservation issues. Each member or affiliate receives the Chapter Newsletter.

Chapter members are encouraged to join the parent group, The Wildlife Society and the regional organization, the Central Mountain and Plains Section.



## CHAPTER OBJECTIVES

Consistent with the objectives of The Wildlife Society, the Chapter's objectives are:



- To advance the science and art of wildlife management.
- To improve public understanding and support of scientific management of wildlife and related resources.
- To provide a common meeting ground for people interested in wildlife conservation.
- To promote and maintain high professional standards.
- To recognize and commend outstanding accomplishments in wildlife conservation.
- To leverage the influence of The Wildlife Society at the national level on important wildlife issues in North Dakota.
- To follow the North American wildlife conservation model and its conservation objectives.

## CERTIFICATION

The Wildlife Society promotes a certification program for its members that constitute official recognition that qualified members meet professional, educational, experience, and ethical criteria to be a "Certified Wildlife Biologist."

## COMMITTEE ACTIVITIES

Chapter work is carried out by committees that focus on natural resource issues.

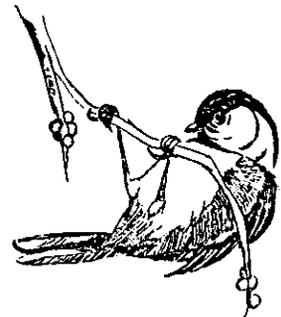
Examples of committees include: the Endangered Species committee, which is composed of expert biologists who make recommendations on rare species and their conservation.

The Wetlands committee takes an active role in working to preserve wetlands in North Dakota.

The Alternative Energy committee is composed of Biofuels and Wind subcommittees and is engaged in keeping the emerging industry of alternative energy compatible with natural resources.

A variety of natural resource issues are addressed through the Chapter's Missouri River committee.

The Chapter's Education committee is involved in a wide range of activities that include writing and updating the elementary text books PROJECT WILD, the Junior Duck Stamp contest, and a number of other publications concerning natural resource management.



Examples of other committees include: Legislative, Wildlife Commercialization, Western Lands, Invasive Species, Tribal Wildlife, Prairie Resources, and Professional Women in Natural Resources.

## ORGANIZATION

The Chapter is governed by an elected Executive Board composed of a President, President-elect, Past President, four Executive Board members, and an appointed Secretary-Treasurer.

A Field Representative for the Central Mountains and Plains Section of The Wildlife Society represents the Chapter on regional and national levels.

During legislative sessions, the Chapter employs a legislative liaison to provide expert testimony on Senate and House bills relating to natural resource issues, and where appropriate lobbies for bills that promote natural resource conservation.

## CHAPTER PROGRAMS, ACTIVITIES, AND SERVICES

An annual winter meeting is held for the membership to elect and install new officers, for hearing of committee reports and for the general business meeting.

The meeting also features research and management presentations, panel discussions of timely issues, and poster sessions. An annual fundraiser provides for social time and raises funds targeted for Chapter programs and activities. A formal banquet includes annual awards, recognition of achievements, and special speakers or entertainment.



## AWARDS

The chapter presents awards to recognize and commend outstanding achievement in wildlife related activities in North Dakota.



-The NORTH DAKOTA AWARD is presented to an individual for outstanding contribution to the profession of wildlife management in North Dakota.

-The NORTH DAKOTA HABITAT AWARD is presented to an individual or group that has made an outstanding contribution toward preserving and/or establishing high quality wildlife habitat on the lands of North Dakota.

-The NORTH DAKOTA CASE-OF-THE-YEAR AWARD is presented annually to the person or persons primarily responsible for the conviction of persons guilty of a serious natural resource violation in the state.

-Other awards may be given to individuals or groups that show outstanding achievements in wildlife-related fields.

## DAKOTA PRAIRIE LEGACY ENDOWMENT

The Dakota Prairie Legacy endowment is a Chapter initiative to provide income to meet the many urgent challenges confronting wildlife and their habitats. The Dakota Prairie Legacy accepts gifts of cash, property, and deferred gifts (estates) from its members and interested parties.

2017.3.21.11A

**ND GAME AND FISH DEPARTMENT (SB2017)**

Response to House Appropriations Information Request dated 3/21/11

1. Information regarding Fisheries division extraordinary repairs increase for 2011-13.

**RESPONSE:** The 2011-13 Fisheries division request of \$875K is for: 1) Valve and steel pipe replacement and other infrastructure needs at the Garrison Dam National Fish Hatchery (GDNFH) in the amount of \$400K; 2) Save Our Lakes (SOL) program work such as shoreline restoration, sediment removal, building earthen piers, etc. in the amount of \$275K; 3) anticipated development work in various areas in the amount of \$200K.

Additional question: How did we handle these types of expenditures in the current biennium?

**RESPONSE:** The Fisheries 2011-13 total Capital Assets line increased \$415,000. We did not have any repair cost to the GDNFH for the current biennium. Therefore, the GDNF repair costs accounts for the majority of the increase. The other lines in Capital Assets were adjusted to properly reflect where the expenditures will be coded. See Attachment #1.

2. Information regarding state fleet rates for game warden vehicles.

**RESPONSE:** See Attachment #2-3.

3. Information regarding past Game & Fish spending for Wildlife Services and federal funding involved.

**RESPONSE:** See Attachment #4.

4. Provide a copy of the letter Wildlife Services sent to Stakeholders about furloughing staff.

**RESPONSE:** See Attachment #5.

5. Rep. Porter testified to the committee about the need for the flexibility to spend expenditures for the Missouri River law enforcement program.

**RESPONSE:** After the hearing, we informed Rep. Porter that the appropriation for this program is being requested as a Special Line-Missouri River Enforcement and by having the appropriation as a special line it would allow the department the flexibility of expenditures. He was not aware of the addition of the line and just wanted to make sure we had the flexibility.

6. Information regarding the 11% increase in the 2011-13 Wildlife division appropriation.

**RESPONSE:** The budget increase involves: a) Grants were increased \$313,316. The grants are with wildlife groups and organizations on cooperative projects and wildlife research projects conducted through universities; b) Salaries line increases are due to budgeting for retirement payout for several long-tem employees (30+ years) retiring in this division next biennium; health insurance increases which were calculated by OMB's budget system; routine salary increases (need to account for 5% July 2010 rolling into new biennium). Wildlife is our largest division with 48 employees.

7. Information regarding land purchases for past and future bienniums.

**RESPONSE:** See Attachment #6-7.

8. **Additional Item - Increase 2009-11 appropriation.** The department needs to request an appropriation increase for the current biennium for the Land Habitat & Deer Depredation line 70.

For 2009-11 we are estimating a deficit of **\$850,000** in our Land Habitat & Deer Depredation line. The deficit is primarily due to additional grant funds of \$300,000 being awarded to the department from USDA for the Voluntary Access Program (also known as Open Fields) for which we didn't have spending authority and funds will be spent before the end of the biennium. Additionally, deer depredation expenditures for the biennium are approaching \$2 million. We have current requests for deer proof hay yards approximating \$300,000 and will likely receive more before the end of the biennium. The material for these hay yards could be postponed until after July 1 but we'd like to get them out to producers before that time. Staff time and expenses for working on deer depredation claims have increased expenditures as a result of two consecutive hard winters this biennium.

**We are requesting that our 2009-11 appropriation for the Land Habitat & Deer Depredation line 70 be increased by \$850,000 and that it be declared an emergency measure.**

Agency: Game and Fish Department  
 Program: 200 Fisheries  
 Reporting Level: 00-720-200-00-00-00-00000000

1 Object/Revenue		2 2009-11 First Year Expenditures	3 2009-11 Biennium Balance	4 2009-11 Biennium Appropriation	5 2011-13 Total Changes	6 2011-13 Total Budget Request	7 2011-13 Recommendation
Description	Code						
<b>EXPENDITURES</b>							
Salaries - Permanent	511000	1,309,232	1,355,000	2,664,232	(257,560)	2,406,672	2,406,672
Temporary Salaries	513000	96,819	147,174	243,993	106,007	350,000	350,000
Overtime	514000	599	1	600	(600)	0	0
Fringe Benefits	516000	301,706	314,458	616,164	316,036	932,200	932,200
Salary Increase	599110	0	0	0	0	0	108,019
Benefit Increase	599160	0	0	0	0	0	18,266
Health Increase	599161	0	0	0	0	0	33,479
Retirement Increase	599162	0	0	0	0	0	24,715
EAP Increase	599163	0	0	0	0	0	68
<b>Salaries and Wages</b>	<b>10</b>	<b>1,708,356</b>	<b>1,816,633</b>	<b>3,524,989</b>	<b>163,883</b>	<b>3,688,872</b>	<b>3,873,419</b>
Travel	521000	279,979	359,321	639,300	0	639,300	639,300
Supplies - IT Software	531000	1,200	2,200	3,400	0	3,400	3,400
Supply/Material-Professional	532000	128,155	176,228	304,383	0	304,383	304,383
Food and Clothing	533000	2,119	25,381	27,500	0	27,500	27,500
Bldg, Ground, Maintenance	534000	73,465	113,635	187,100	0	187,100	187,100
Miscellaneous Supplies	535000	46,470	82,030	128,500	0	128,500	128,500
Office Supplies	536000	0	7,100	7,100	0	7,100	7,100
Printing	542000	315	10,485	10,800	0	10,800	10,800
IT Equip Under \$5,000	551000	14,097	21,403	35,500	0	35,500	35,500
Other Equip Under \$5,000	552000	11,914	18,086	30,000	(18,000)	12,000	12,000
Office Equip & Furn Supplies	553000	0	2,500	2,500	0	2,500	2,500
Rentals/Leases-Equip & Other	581000	1,903	8,097	10,000	0	10,000	10,000
Rentals/Leases - Bldg/Land	582000	216	8,284	8,500	0	8,500	8,500
Repairs	591000	57,963	44,537	102,500	0	102,500	102,500
IT - Data Processing	601000	0	1,200	1,200	0	1,200	1,200
IT Contractual Svcs and Rprs	603000	0	8,000	8,000	0	8,000	8,000
Professional Development	611000	0	10,500	10,500	0	10,500	10,500
Operating Fees and Services	621000	95,463	66,754	162,217	18,000	180,217	180,217
Fees - Professional Services	623000	54,905	66,095	121,000	0	121,000	121,000
<b>Operating Expenses</b>	<b>30</b>	<b>768,164</b>	<b>1,031,836</b>	<b>1,800,000</b>	<b>0</b>	<b>1,800,000</b>	<b>1,800,000</b>
Land and Buildings	682000	0	250,000	250,000	(250,000)	0	0
Other Capital Payments	683000	141,071	28,929	170,000	(170,000)	0	0
Extraordinary Repairs	684000	6,000	9,000	15,000	860,000	875,000	875,000
Equipment Over \$5000	691000	71,305	103,695	175,000	(25,000)	150,000	150,000
<b>Capital Assets</b>	<b>50</b>	<b>218,376</b>	<b>391,624</b>	<b>610,000</b>	<b>415,000</b>	<b>1,025,000</b>	<b>1,025,000</b>
Grants, Benefits & Claims	712000	1,840,358	1,310,642	3,151,000	1,500,000	4,651,000	4,651,000
<b>Grants-Game and Fish</b>	<b>60</b>	<b>1,840,358</b>	<b>1,310,642</b>	<b>3,151,000</b>	<b>1,500,000</b>	<b>4,651,000</b>	<b>4,651,000</b>
Salaries - Permanent	511000	1,025	15,449	16,474	(16,474)	0	0

ATTACHMENT 1

## NORTH DAKOTA DEPARTMENT OF TRANSPORTATION

(March 30, 2010)

STATE FLEET SERVICES  
BUDGET GUIDELINES  
2011-2013 BIENNIUM

DESCRIPTION	GROUP NO.	RATE	REPLCMT. RATE	MILE/HOUR RATE
Mini Pass. Van	1	0.490	0.01	0.500
Sedan/Wagon	2	0.360	0.01	0.370
Light Pickup/Cargo Van/Full-Size Utility	3	0.580	0.02	0.600
Heavy Pickup/Van/Full-Size Utility	4	0.680	0.02	0.700
Highway Patrol	7	0.590	0.02	0.610
* Game Enforcement/Special	9	0.520	0.01	0.530
Facility Service Vehicle	12	1.390	0.02	1.410
Compact Utility/All	13	0.560	0.02	0.580
Miscellaneous Truck/Mid-Size Bus	18	46.000	5.00	51.000
Distributor Truck	19	45.000	25.00	70.000
Sign Truck/Garbage Truck	20	28.000	10.00	38.000
Tandem Axle Truck/All	22	57.000	15.00	72.000
Truck Tractor	23	43.000	10.00	53.000
Rotary Snowplow	24	95.000	5.00	100.000
Motor Coach	26	105.000	10.00	115.000
Water Comission Truck	27	44.000	0.000	44.000
Lineworker Truck	29	21.000	25.00	46.000
Shuttle Bus	30	26.000	5.00	31.000
Fuel Truck	31	8.000	6.50	14.500
Drill Truck	32	93.000	0.00	93.000

**NORTH DAKOTA DEPARTMENT OF TRANSPORTATION  
STATE FLEET SERVICES RENTAL RATES**

February 25, 2011

March 1, 2011

DESCRIPTION	GROUP NO.	OPERATING RATE	DEPRECIATION RATE	REPLACEMENT RATE	MILE/HOUR RATE
Mini Pass. Van	1	0.230	.140	---	.370
Sedan/Wagon	2	0.190	.120	0.020	.330
Light Pickup/Cargo Van/Full-Size Utility	3	0.320	.160	---	.480
Heavy Pickup/Van/Full-Size Utility	4	0.395	.185	---	.580
Highway Patrol	7	0.280	.250	0.020	.550
* Game Enforcement/Special	9	0.250	.140	0.020	.410
Facility Service Vehicle	12	0.780	.370	---	1.150
Compact Utility/All	13	0.250	.190	---	0.440
Miscellaneous Truck/Mid-Size Bus	18	34.000	11.000	5.000	50.000
Distributor Truck	19	35.000	15.000	10.000	60.000
Sign Truck/Garbage Truck	20	17.500	10.000	20.000	47.500
Tandem Axle Truck/All	22	38.000	11.800	10.200	60.000
Truck Tractor	23	34.000	8.500	9.500	52.000
Rotary Snowplow	24	90.000	---	---	90.000
Motor Coach	26	52.000	25.000	28.000	105.000
Water Well Drill Truck	27	5.000	---	20.000	25.000
Lineworker Truck	29	5.000	35.000	---	40.000
Shuttle Bus	30	19.850	5.150	2.000	27.000
Fuel Truck	31	7.000	4.500	4.500	16.000
Drill Truck	32	2.000	25.000	---	27.000

**WILDLIFE SERVICES HISTORIC  
STATE AND FEDERAL FUNDING**

Biennium	Game and Fish Funds	General Funds	Total State Funds	Federal Fiscal Years	Total Federal Funds
1997-1999		\$779,694	\$779,694	1998-1999	\$1,476,763
1999-2001	\$100,000	\$779,694	\$879,694	2000-2001	\$1,544,753
2001-2003	\$400,000	\$375,707	\$775,707	2002-2003	\$2,462,345
2003-2005	\$550,000	\$250,000	\$800,000	2004-2005	\$2,351,832
2005-2007	\$680,000	\$250,000	\$930,000	2006-2007	\$2,568,292
2007-2009	\$680,000	\$240,000	\$920,000 <sup>1</sup>	2008-2009	\$2,424,355
2009-2011	\$768,800	\$298,600	\$1,067,400	2010-2011	\$2,385,368

<sup>1</sup> Does not include \$159,000 (EARP & Sunflower Council funds) appropriated for blackbird research.

FY10 Federal Budget		
Name	Amount	Explanation
Base	\$817,081	Funds the State Director, District Supervisor, Budget Analyst, Office Support Assistant, MIS Data Tech (60%); plus \$156,000 for blackbird work; travel for office staff and 9 field staff, plus office office expenses and purchase of replacement vehicles and other equipment/supplies, fuel and maintenance for all vehicles, including aircraft.
Wildlife Disease	\$48,190	Funds 40% of Disease Biologist salary/benefits; plus related expenses
Avian Influenza	\$72,284	Funds 60% of Disease Biologist salary/benefits, plus related expenses
Blackbird	\$191,390	Funds portions of cattail spraying (chemical and pilot), 8 temporary staff, equipment, travel, etc. for temporary staff
Aviation	\$63,739	Funds portion of Pilot salary/benefits, 100% salary/benefits for crewmember and travel.

Projected Expenditures for Agreement with NDDA & NDGFD				
CATEGORY	2009-2011		2011-2013	
	Year 1	Year 2	Year 1	Year 2
Salary / Benefits	614,023	674,276	696,974	718,712
9 field staff and 1 pilot				
<b>GRAND TOTAL</b>	<b>2009 - 2011 Total</b>		<b>2010 - 2013 Total</b>	
	\$1,288,299		\$1,415,686	

Biennium 2009-2011	
Projected Expenditures	\$1,288,299
Agreement Amount 2009 - 2011	\$1,067,400
<b>Projected Deficit</b>	<b>-\$220,899</b>

Biennium 2011-2013	
Projected Expenditures	\$1,415,686
Agreement Amount 2011 - 2013	\$1,067,400
<b>Projected Deficit</b>	<b>-\$348,286</b>

Federal funds used for salary/benefits not charged to Cooperative Agreement	
2009 - 2011 Biennium	\$49,207
2007 - 2009 Biennium	\$150,422



United States  
Department of  
Agriculture

Animal and  
Plant Health  
Inspection  
Service

Wildlife Services

North Dakota  
State Office

2110 Miriam Circle  
Suite A  
Bismarck, ND 58501  
(701) 250-4405

Dear Wildlife Services' Stakeholder,

I need to inform you of some important issues facing the USDA Wildlife Services program. As you may know, the assistance that our field staff provides to you is made possible through a cooperative agreement between Wildlife Services, the North Dakota Department of Agriculture, and the North Dakota Game and Fish Department. A combination of federal and state funds provided by the three agencies is used to deliver our various program activities to you.

Unfortunately, this program is facing some financial difficulties which may impact the level of service that you are accustomed to receiving. Our budget projections indicate that I may have to temporarily furlough our 9 field specialists and our pilot from April 1 through June 30, 2011 because of these funding shortages. This action may eliminate our delivery of service for the entire three month period.

Furthermore, if this funding shortage is not addressed with additional funding sources; beginning July 1, 2011, I may have to reduce our field staff from 9 to 6 employees. This measure will drastically reduce our ability to respond to requests for assistance with beaver, coyote, and other wildlife conflicts.

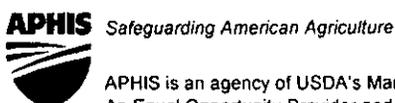
Agriculture Commissioner Doug Goehring and Game and Fish Director Terry Steinwand are both strong supporters of the efforts taken by our field staff to help resolve your specific wildlife problems and have worked with me to address this funding issue. However, in the event that these issues cannot be resolved, I felt that you should be informed in advance of the possibility of program changes.

I will continue to pursue a number of options to prevent these disruptions to the service that you're accustomed to receiving.

If you have any suggests or comments, please contact me at 701-250-4405.

Respectively,

Phil Mastrangelo  
State Director



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(Voice/TTY/ASCII/Spanish)  
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## LAND ACQUISITIONS

Property Purchased	Acres Acquired	Cost	Year	County
Yellowstone Confluence	973	166,667*	2004	McKenzie
Yellowstone Confluence	652	333,333*	2005	McKenzie
D. L. East Bay Access	2.5	60,000	2005	Ramsey
Barron EWP Tract	386	95,431	2006	Pembina
Duncklee EWP Tract	151	37,985	2006	Pembina
Rene EWP Tract	40	10,000	2006	Pembina
Steinke EWP Tract	80	19,500	2006	Pembina
Smith EWP	180	44,500	2007	Pembina
Billings EWP Tract	160	34,725	2007	Pembina
Anderson EWP	100	25,000	2007	Pembina
Denault EWP	152	40,540	2007	Pembina
Fitzsimonds EWP	215	58,293	2008	Pembina
Lacoste EWP	96	27,550	2008	Pembina
Dubourt EWP	110	30,249	2008	Pembina
Smith Grove	208	400,000*	2009	Oliver
Prairie Chicken	160	80,000	2009	Grand Forks
James River Sportsman's	6.43	36,000	2010	LaMoure
Northern Improvement /Oahe	65	105,000	2010	Morton
Big Oxbow	983	363,333*	2010/2011	McKenzie

\*Additional funding provided by non-governmental donations.

## POTENTIAL LAND ACQUISITION OPPORTUNITIES FOR THE 2011-2013 BIENNIUM

The Department has been contacted by the following individuals who are interested in selling some of their property for Wildlife Management Areas.

- 1) Cavalier County - 280 acres - wetland/ hay land- USFWS land on two sides
- 2) Cavalier County – 110 acres – Pembina River bisects property, woodland, hay land
- 3) Walsh County – 200 acres – CRP/wetlands/wetland restoration potential
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- 5) Walsh County –360 acres–EWP/grassland/wetland – no use allowed/on Red River – addition to Duncklee WMA
- 6) Sargeant County – 160 acres – CRP located ½ mile from Park Lake WMA
- 7) Adams County - 480 acres CRP/native prairie combination – currently in PLOTS
- 8) Hettinger County – 80 acres CRP – currently in PLOTS
- 9) Slope County – 320 acres – CRP/native prairie combination – currently in PLOTS
- 10) Benson County – 160 acres – wetlands and CRP – currently in “Adopt a Pothole”
- 11) Sheridan County – 20 acres – grassland – addition to Lonetree WMA
- 12) Grand Forks County – 160 acres – CRP – addition to Prairie Chicken WMA
- 13) Ramsey County – 1200 acres – 30 year Wetland Reserve Program tract
- 14) Walsh County – 160 acres – EWP on Forest River - no use allowed
- 15) Kidder County – 1,000 acres – grassland and wetlands – addition to WMA
- 16) Pierce County – 580 acres – wetlands/grasslands/CRP
- 17) Wells County – 320 acres – wetlands and native prairie – addition to Karl T. Fredrick WMA

## ND GAME AND FISH DEPARTMENT (SB2017)

Response to House Appropriations Information Request dated 3/22/11

1. Information showing how our fund balance will decrease from \$26m to \$22m for 2011-13.

**FUND BALANCE****\$26,737,000** – Est. 6/30/11 ending Fund Balance

\$59,824,326 – Est. 2011-13 Revenue projections

**(\$64,537,742)** – Est. 2011-13 Expenditures (SB2017)**\$22,023,584** - Est. 6/30/13 ending Fund Balance

Revenue projections for 2009-11 and 2011-13 are within \$500,000 of each other. The reason we are showing a decrease in our fund balance by \$4.7 million (\$26K to \$22K) is due to an increase in expenditures by \$4.2 million for 2011-13. (See attached.)

Expenditure budget changes at the department rollup level from 2009-11 to 2011-13 are:

- **Salaries** – **increased** by \$2.4M due to carrying over the 5% raise from 2009-11 into 2011-13 and the Governor's salary compensation and fringe benefits package. No new FTE were added in 2011-13.
- **Operating** – decreased by \$275K in Admin. division due to:
  - a) decrease of \$190K for IT projects for conversion of boat registrations and lottery licenses from mainframe applications to the web. The projects will be completed in 2009-11.
- **Capital Assets** – **increased** by \$218K due to:
  - a) decrease of \$200K for In Lieu of Tax payments,
  - b) decrease of \$150K in Equipment > \$5000 for the purchase of an aircraft,
  - c) increase of \$175K in Equipment > \$5000 for Enforcement division in-car technology for game wardens as described in previous testimony,
  - d) net increase in the Fisheries division for extraordinary repairs as described in previous testimony.
- **Capital Construction Carryover** - decrease of \$1M. Capital project for 2009-11 (our lab building) was zeroed out for 2011-13.
- **Grants** – **increased** by \$1.2M due to:
  - a) increase of \$1.5M in Fisheries division for grants used for cost sharing with local governments on fishing and boating facilities which includes \$1,250,000 for Devils Lake and a grant to ND Parks and Recreation for Grahams Island road as described in previous testimony,
  - b) increase of \$313K for Wildlife division for grants with wildlife groups and organizations on cooperative projects and wildlife research projects conducted through universities,

c) decrease of \$438K in Admin. division for Clausen Springs dam.

- Land Habitat & Deer Depredation – **increased** by \$974K due to:
  - a) new federal funds for the Voluntary Public Access and Habitat Incentive Program also known as the Open Fields grant which is used for public access payments to landowners,
  - b) increase in the Wetland Reserve Program Incentive for Private Land Open To Sportsmen (PLOTS) program.
- Noxious Weed Control Line – **increased** by \$50K due to price increases in chemicals & contract services.
- Missouri River Enforcement Line – \$200K. This line is being created for the 2011-13 biennium to allow the department the flexibility to spend funds for the Missouri River law enforcement program for salaries, operating and grants. The budget for the program was \$200K for 2009-11, but it was in the grants line and limited the department's needs. The department and Rep. Porter presented testimony on 3/15/11 about this line.
- Grants-Gifts-Donations – **increase** of \$400K in our donation line is from Section 2 of our appropriation bill which states the use of this line now includes up to \$400K that the Game and Fish may receive for surface damages, easements, or reclamation on department owned or managed land as a result of mineral exploration and extraction activities. The USFWS and COE require that the funds received be spent by the department on these managed or owned lands.
- Lonetree – **increased** by \$93K due to salary and fringe benefits.

**REQUEST RECOMMENDATION COMPARISON SUMMARY**

720 Game and Fish Department  
Blennium: 2011-2013

Bill#: SB2017

Description	Expenditures Prev Biennium 2007-2009	Present Budget 2009-2011	2011-2013 Requested		Requested Budget 2011-2013	2011-2013 Recommended		Executive Recommendation 2011-2013
			Incr(Decr)	% Chg		Incr(Decr)	% Chg	
<b>By Major Program</b>								
Administrative Services	10,541,232	12,922,804	(1,448,371)	(11.2%)	11,474,433	(1,530,690)	(11.8%)	11,392,114
Fisheries	7,681,803	9,556,794	1,678,883	17.6%	11,235,677	2,263,430	23.7%	11,820,224
Enforcement	6,242,800	7,812,642	309,667	4.0%	8,122,309	630,253	8.1%	8,442,895
Communications and Conservation	6,350,175	6,909,501	87,975	1.3%	6,997,476	276,775	4.0%	7,186,276
Wildlife	20,536,032	23,294,819	2,221,490	9.5%	25,516,309	2,601,414	11.2%	25,896,233
<b>Total Major Programs</b>	<b>51,352,042</b>	<b>60,496,560</b>	<b>2,849,644</b>	<b>4.7%</b>	<b>63,346,204</b>	<b>4,241,182</b>	<b>7.0%</b>	<b>64,737,742</b>
<b>By Line Item</b>								
Salaries and Wages	18,567,043	21,580,287	1,230,954	5.7%	22,811,241	2,438,741	11.3%	24,019,028
Operating Expenses	10,309,839	12,800,000	(275,507)	(2.2%)	12,524,493	(275,507)	(2.2%)	12,524,493
Capital Assets	2,819,152	3,965,000	518,170	13.1%	4,483,170	218,170	5.5%	4,183,170
Capital Construction Carryover	220,676	1,032,622	(1,032,622)	(100.0%)	0	(1,032,622)	(100.0%)	0
Grants-Game and Fish	5,660,136	6,544,000	774,500	11.8%	7,318,500	1,174,500	17.9%	7,718,500
Land Habitat & Deer Depredation	10,406,283	11,080,162	919,838	8.3%	12,000,000	974,524	8.8%	12,054,686
Noxious Weed Control	437,732	550,000	50,000	9.1%	600,000	50,000	9.1%	600,000
Recruitment and Retention	28,500	0	0	0.0%	0	0	0.0%	0
Missouri River Enforcement	0	0	200,000	100.0%	200,000	200,000	100.0%	200,000
Grant-Gift-Donation	178,905	400,000	400,000	100.0%	800,000	400,000	100.0%	800,000
Nongame Wildlife Conservation	10,499	120,000	0	0.0%	120,000	0	0.0%	120,000
Lonetree Reservoir	1,304,902	1,655,689	64,311	3.9%	1,720,000	93,376	5.6%	1,749,065
Wildlife Services	680,000	768,800	0	0.0%	768,800	0	0.0%	768,800
Ramp and Marina Improvements	728,375	0	0	0.0%	0	0	0.0%	0
<b>Total Line Items</b>	<b>51,352,042</b>	<b>60,496,560</b>	<b>2,849,644</b>	<b>4.7%</b>	<b>63,346,204</b>	<b>4,241,182</b>	<b>7.0%</b>	<b>64,737,742</b>
<b>By Funding Source</b>								
General Fund	0	0	0	0.0%	0	0	0.0%	0
Federal Funds	19,050,244	24,531,242	4,856,184	19.8%	29,387,426	5,305,987	21.6%	29,837,229
Special Funds	32,301,798	35,965,318	(2,006,540)	(5.6%)	33,958,778	(1,064,805)	(3.0%)	34,900,513
<b>Total Funding Source</b>	<b>51,352,042</b>	<b>60,496,560</b>	<b>2,849,644</b>	<b>4.7%</b>	<b>63,346,204</b>	<b>4,241,182</b>	<b>7.0%</b>	<b>64,737,742</b>
<b>Total FTE</b>	<b>155.00</b>	<b>157.00</b>	<b>0.00</b>	<b>0.0%</b>	<b>157.00</b>	<b>0.00</b>	<b>0.0%</b>	<b>157.00</b>

2017.3.31.11B

**ND GAME AND FISH DEPARTMENT (SB2017)**

Response to House Appropriations Information Request dated 3/22/11

Attached are the aerial photos of the properties on our list of "Potential Land Acquisition Opportunities for the 2011-13 Biennium".

There are 2 photos for each property. The first is a close up and the second provides a wider perspective.

## POTENTIAL LAND ACQUISITION OPPORTUNITIES FOR THE 2011-2013 BIENNIUM

The Department has been contacted by the following individuals who are interested in selling some of their property for Wildlife Management Areas.

- 1) Cavalier County - 280 acres - wetland/ hay land- USFWS land on two sides
- 2) Cavalier County – 110 acres – Pembina River bisects property, woodland, hay land
- 3) Walsh County – 200 acres – CRP/wetlands/wetland restoration potential
- 4) Walsh County – 80 acres – EWP/grassland-no use allowed – addition to Joliet Ferry WMA
- 5) Walsh County –360 acres–EWP/grassland/wetland – no use allowed/on Red River – addition to Duncklee WMA
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- 7) Adams County - 480 acres CRP/native prairie combination – currently in PLOTS
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- 16) Pierce County – 580 acres – wetlands/grasslands/CRP
- 17) Kidder County – 337 acres – wetlands, native prairie, some marginal cropland – addition to Karl T. Fredrick WMA

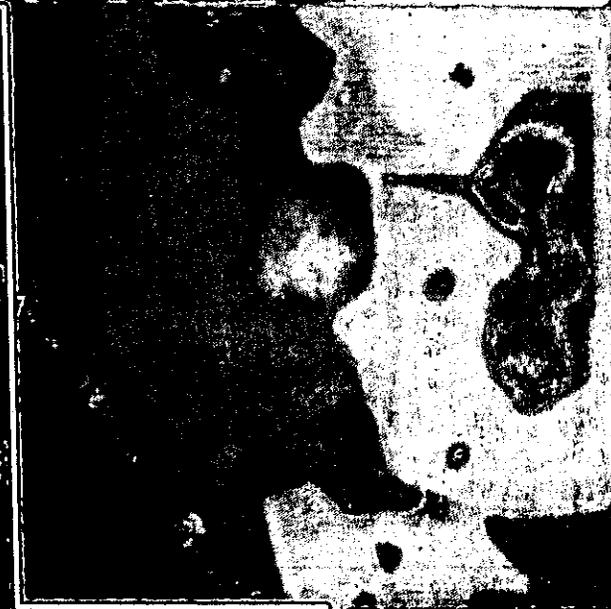
**Cavalier County**

Wetland/Hayland - USFWS land on two sides

 Potential Land Acquisition 280 acres

 USFWS - Waterfowl Production Area

1A



R62W

R61W

**Cavalier County**

Wetland/Hayland - USFWS land on two sides

Potential Land Acquisition 280 acres

USFWS - Waterfowl Production Area

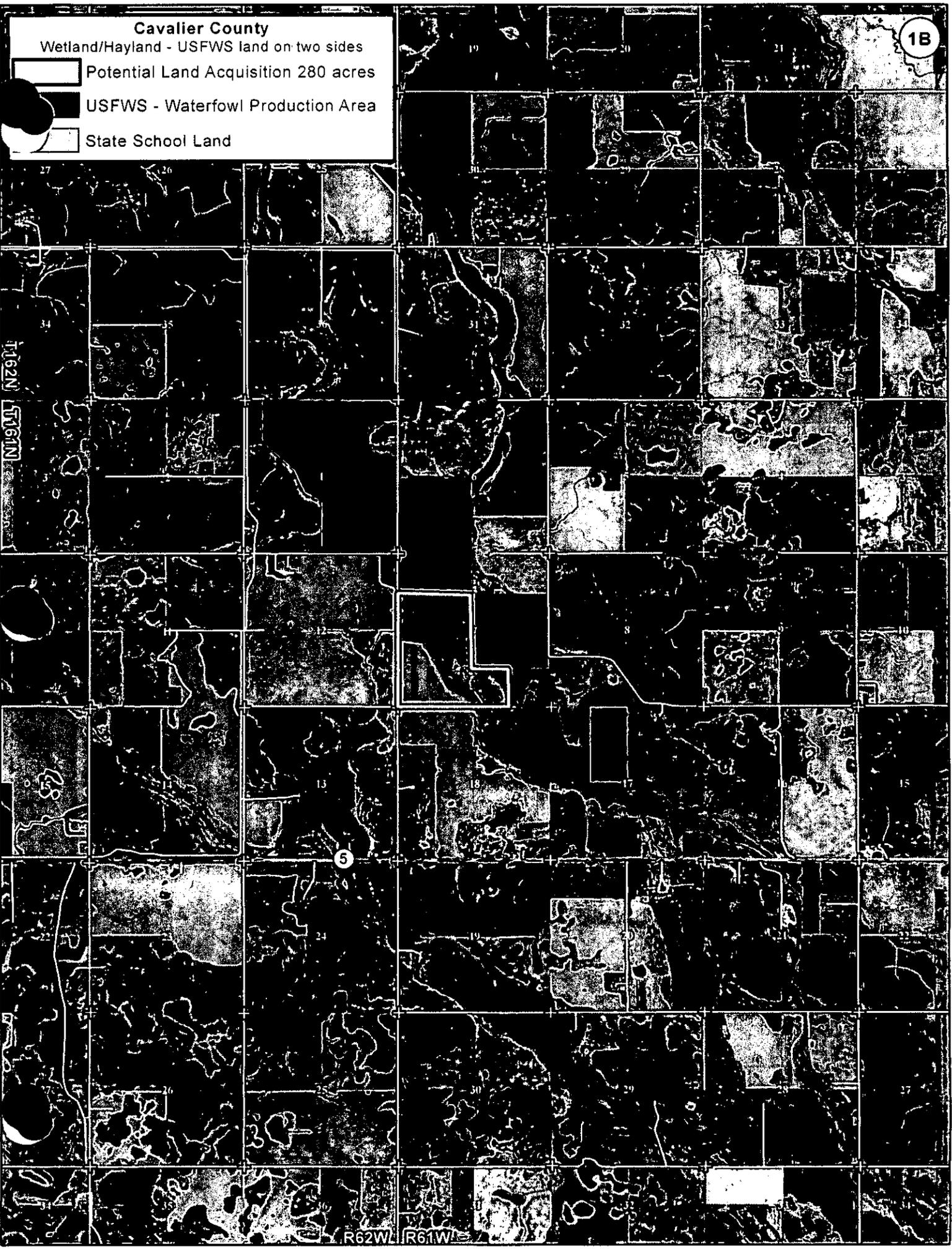
State School Land

1B

T162N  
T161N

5

R62W R61W



Cavalier County

Pembina River bisects property, woodland, hayland

Potential Land Acquisition 110 acres

2A

26

25

36



T163N

T16

2

R59W

**Cavalier County**

Pembina River bisects property, woodland, hayland

Potential Land Acquisition 110 acres

NDGFD - PLOTS Program

2B



R59W R58W

Walsh County  
CRP/Wetlands/Wetland Restoration Potential

Potential Land Acquisition 200 acres

3A

23

27

26

33

34

35

T158N

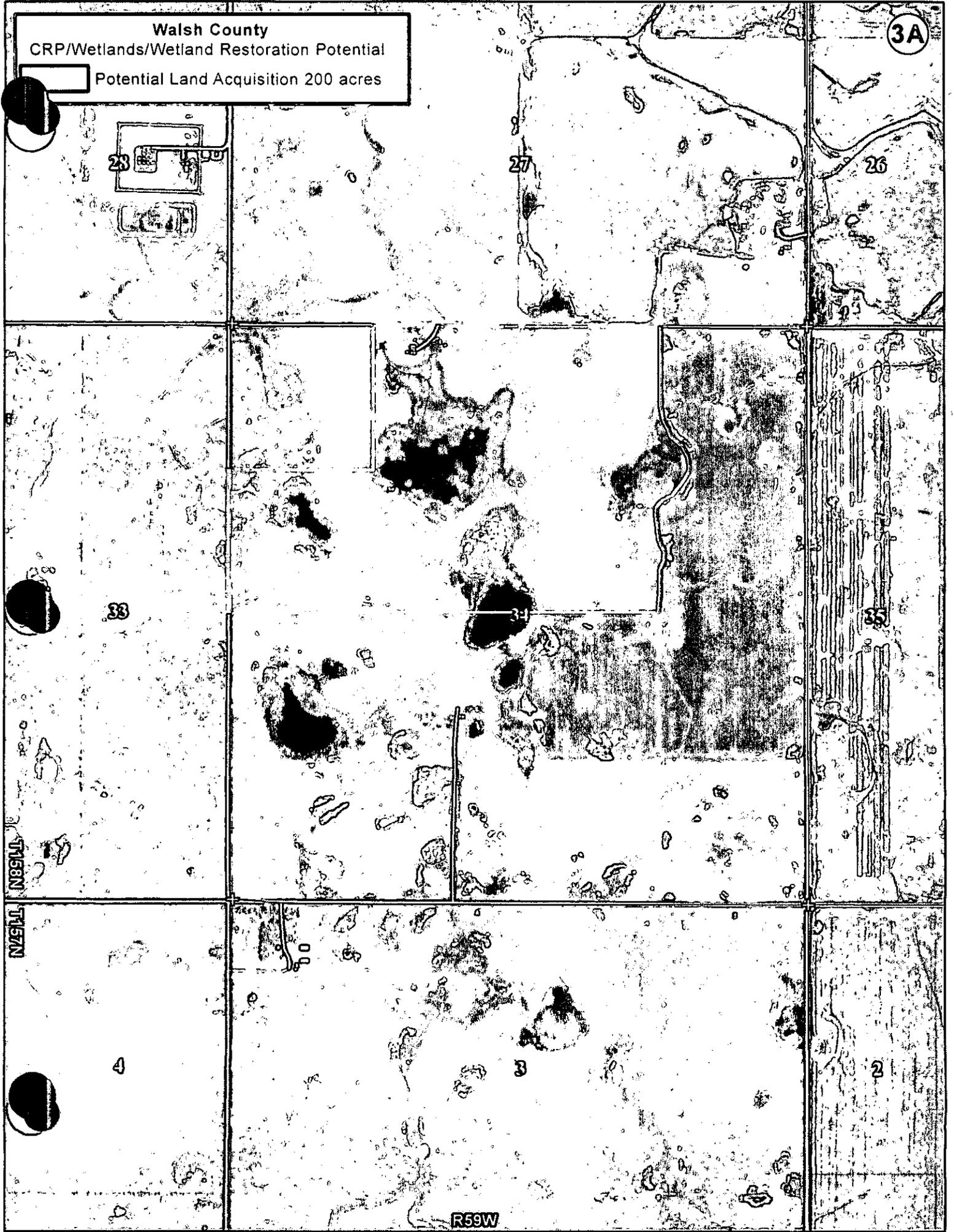
T157N

4

3

2

R59W



Walsh County

CRP/Wetlands/Wetland Restoration Potential

Potential Land Acquisition 200 acres

USFWS - Waterfowl Production Areas

3B

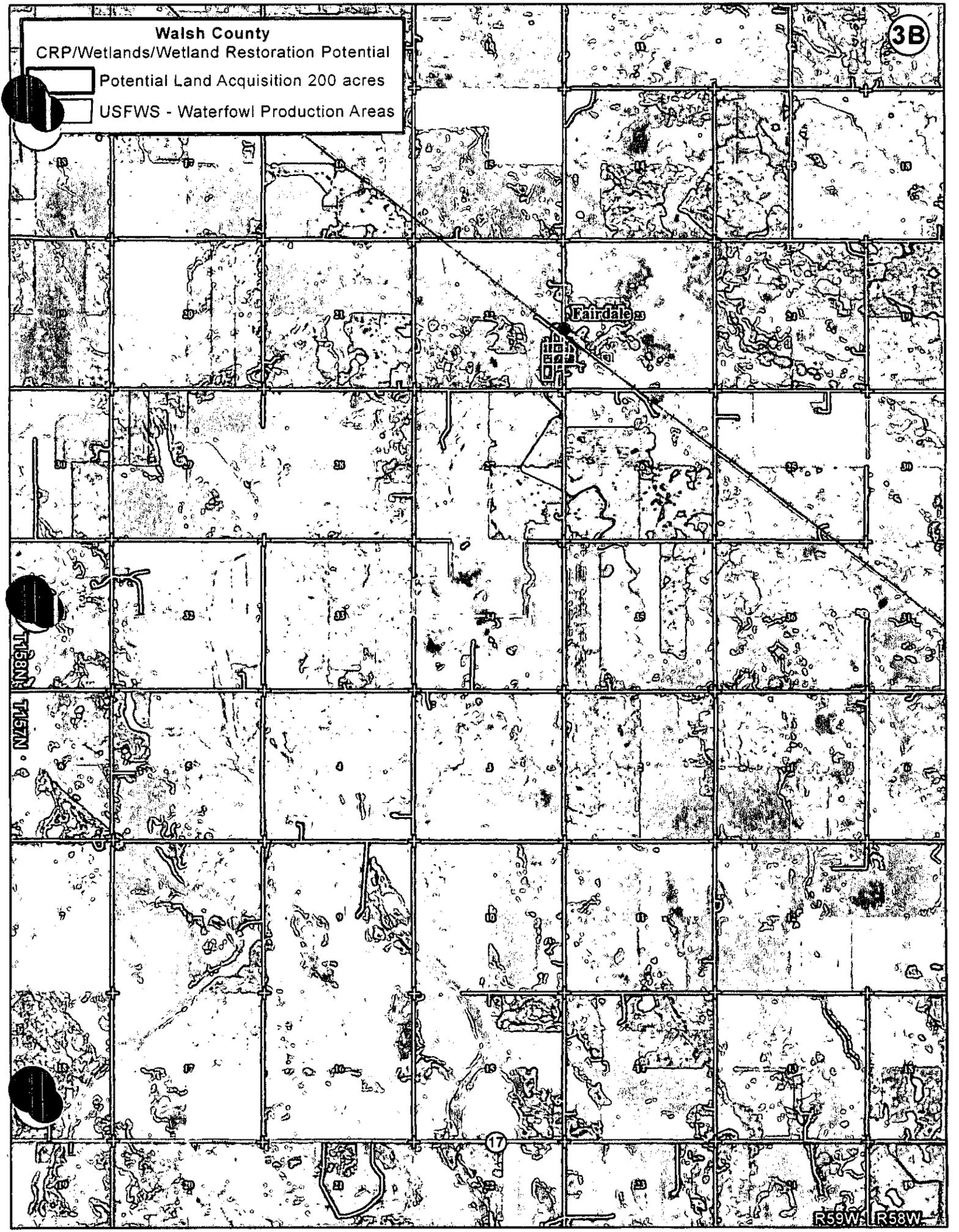
Fairdale

T158N

T157N

17

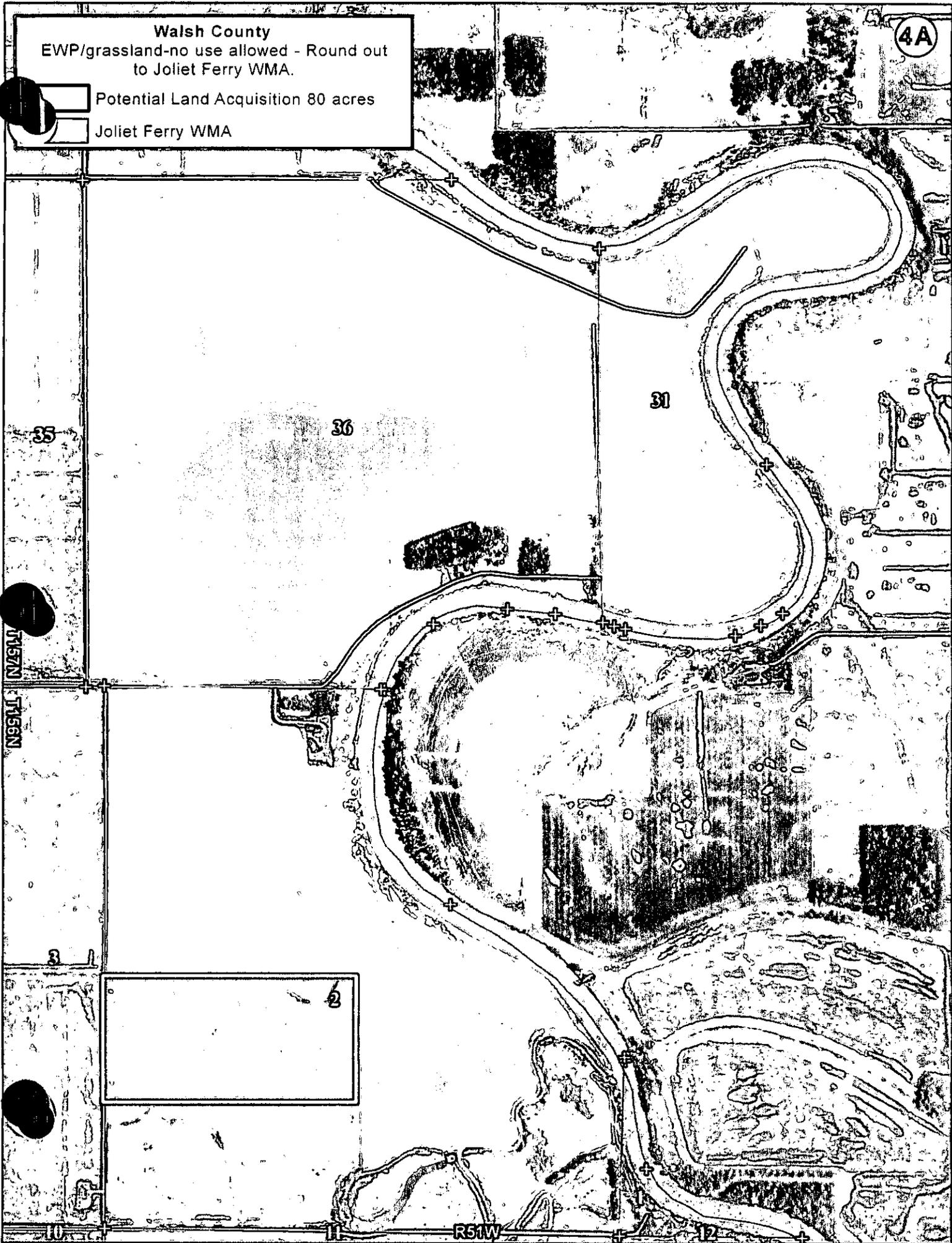
R59W R68W



4A

Walsh County  
EWP/grassland-no use allowed - Round out  
to Joliet Ferry WMA.

Potential Land Acquisition 80 acres  
Joliet Ferry WMA



4B

17

29

26

36

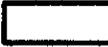
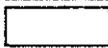
31

T156N

R51W

### Walsh County

EWP/Grassland-no use allowed - roundout to Joliet Ferry WMA

-  Potential Land Acquisition 80 acres
-  NDGFD - Joliet Ferry WMA
-  NDGFD - PLOTS program



Walsh County

EWP/grassland/wetland- no use allowed  
on Red River - Roundout Duncklee WMA

Potential Land Acquisition 360 acres

NDGF - Duncklee WMA

5A

T161N  
T160N

1

6

5

12

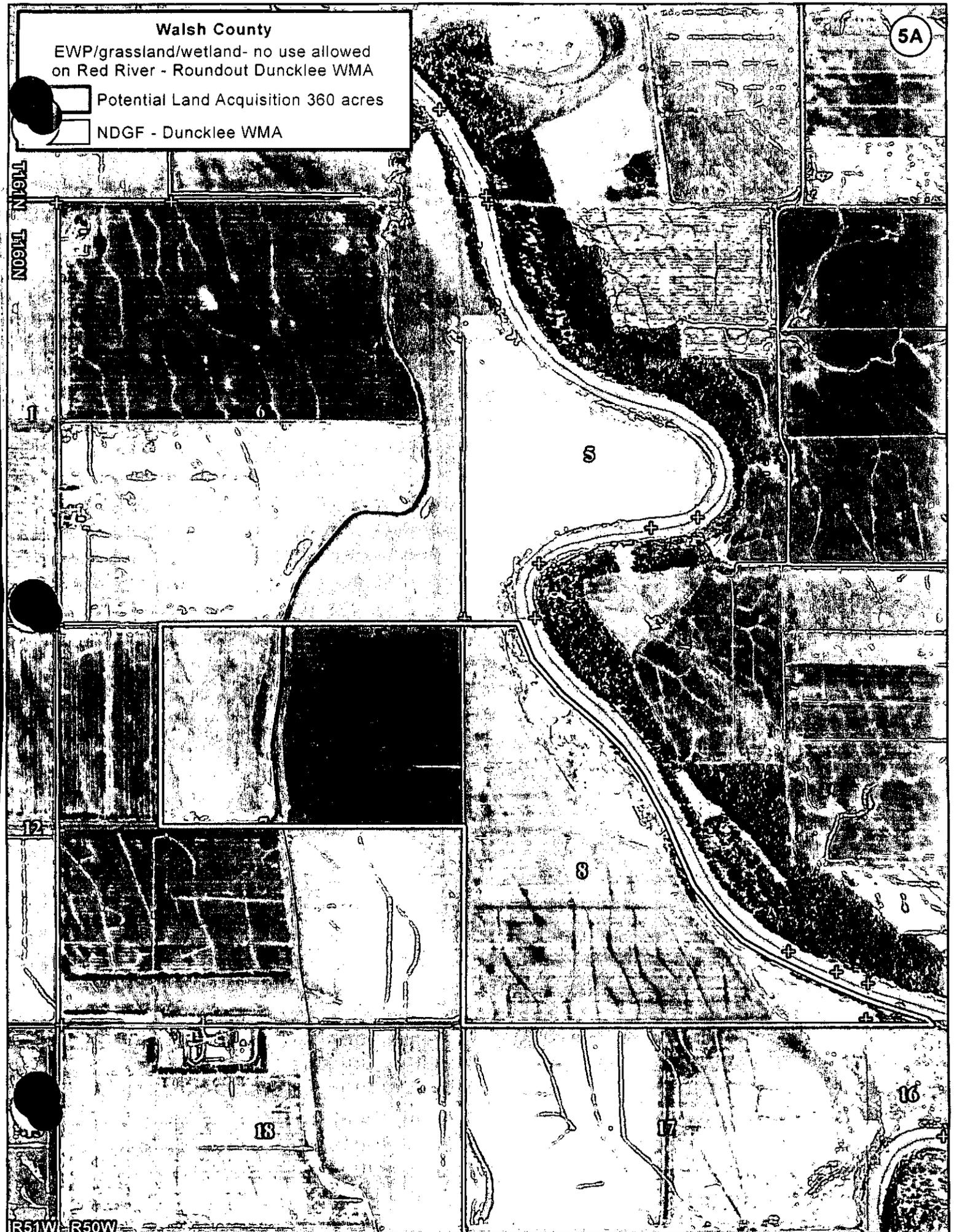
8

13

17

16

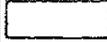
R51W R50W



5B

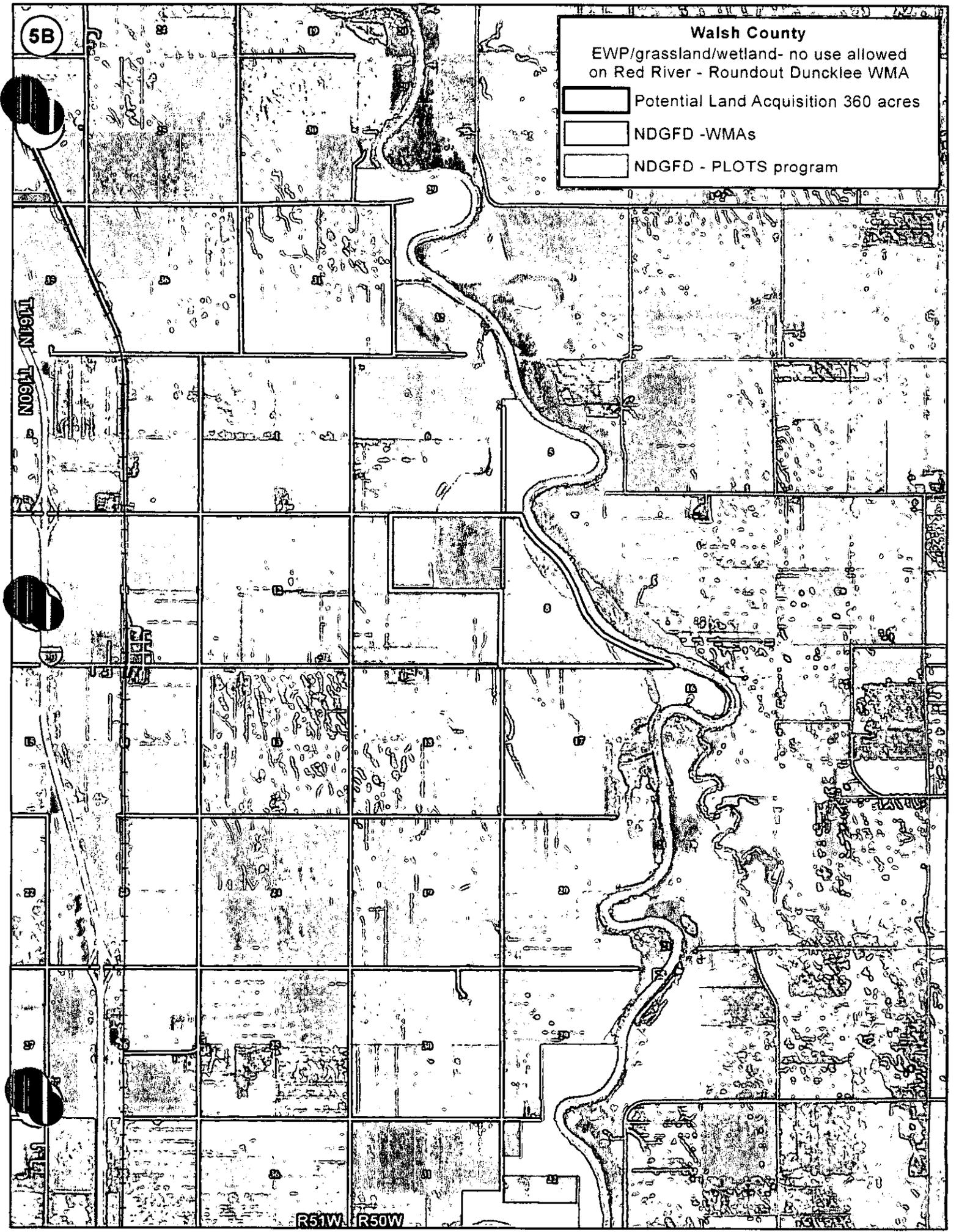
### Walsh County

EWP/grassland/wetland- no use allowed  
on Red River - Roundout Duncklee WMA

-  Potential Land Acquisition 360 acres
-  NDGFD -WMAs
-  NDGFD - PLOTS program

T164N  
T160N

R51W R50W



Sargent County

CRP located 1/2 mile from Park Lake WMA

Potential Land Acquisition 160 acres

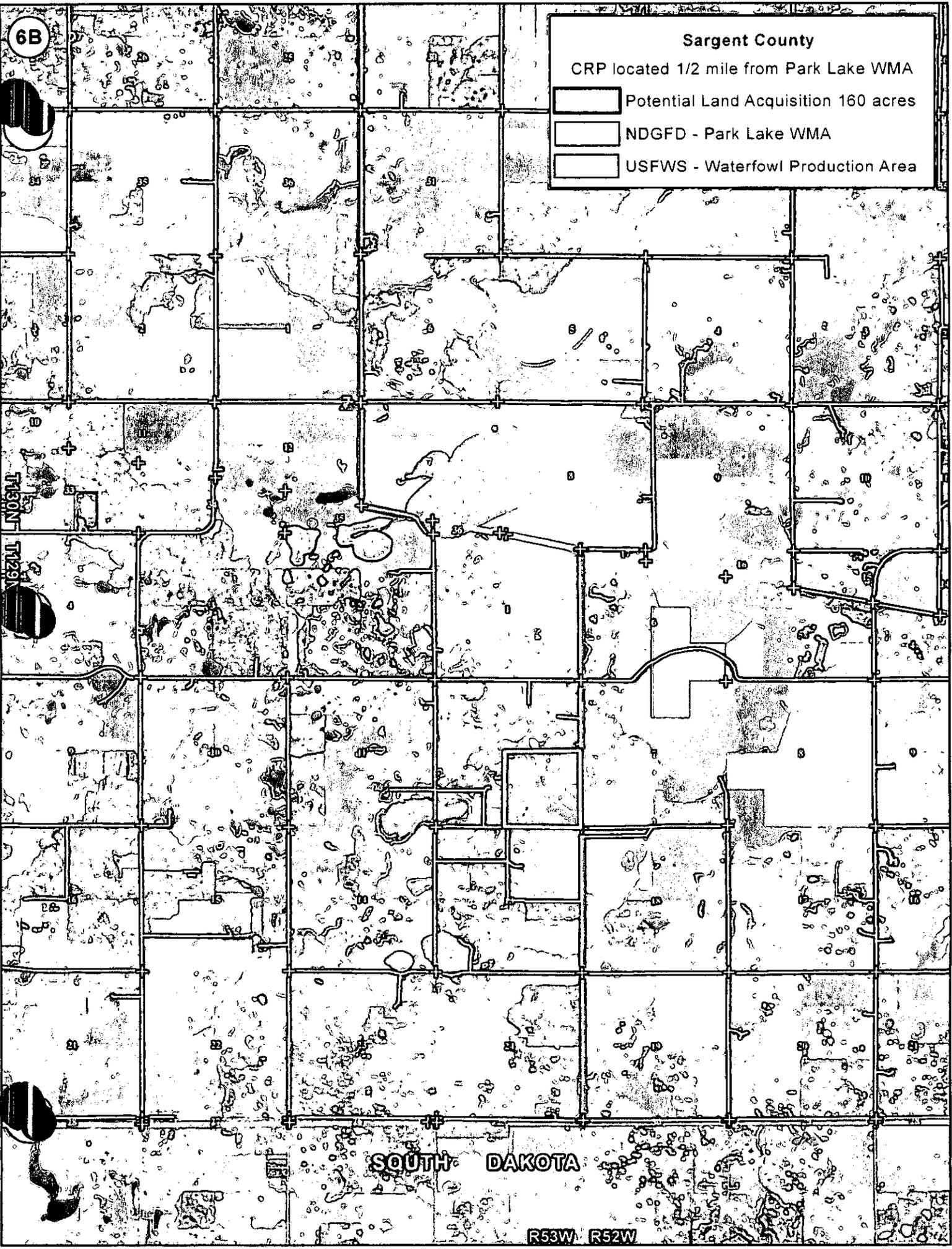


6B

Sargent County

CRP located 1/2 mile from Park Lake WMA

-  Potential Land Acquisition 160 acres
-  NDGFD - Park Lake WMA
-  USFWS - Waterfowl Production Area



SOUTH DAKOTA

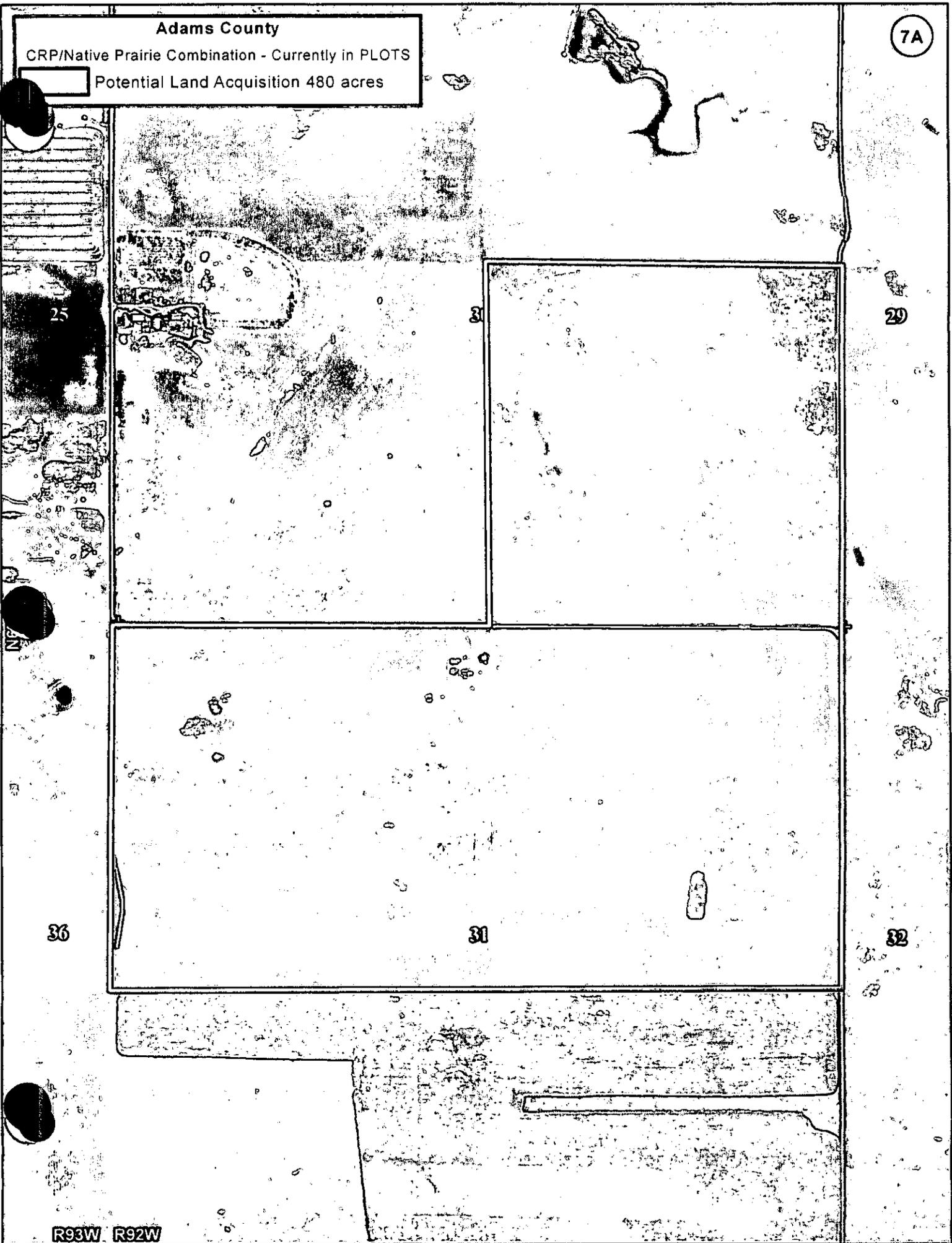
R53W R52W

**Adams County**

CRP/Native Prairie Combination - Currently in PLOTS

Potential Land Acquisition 480 acres

7A



36

30

32

R93W R92W

**Adams County**

CRP/Native Prairie Combination - Currently in PLOTS

Potential Land Acquisition 480 acres

NDGFD - PLOTS Program

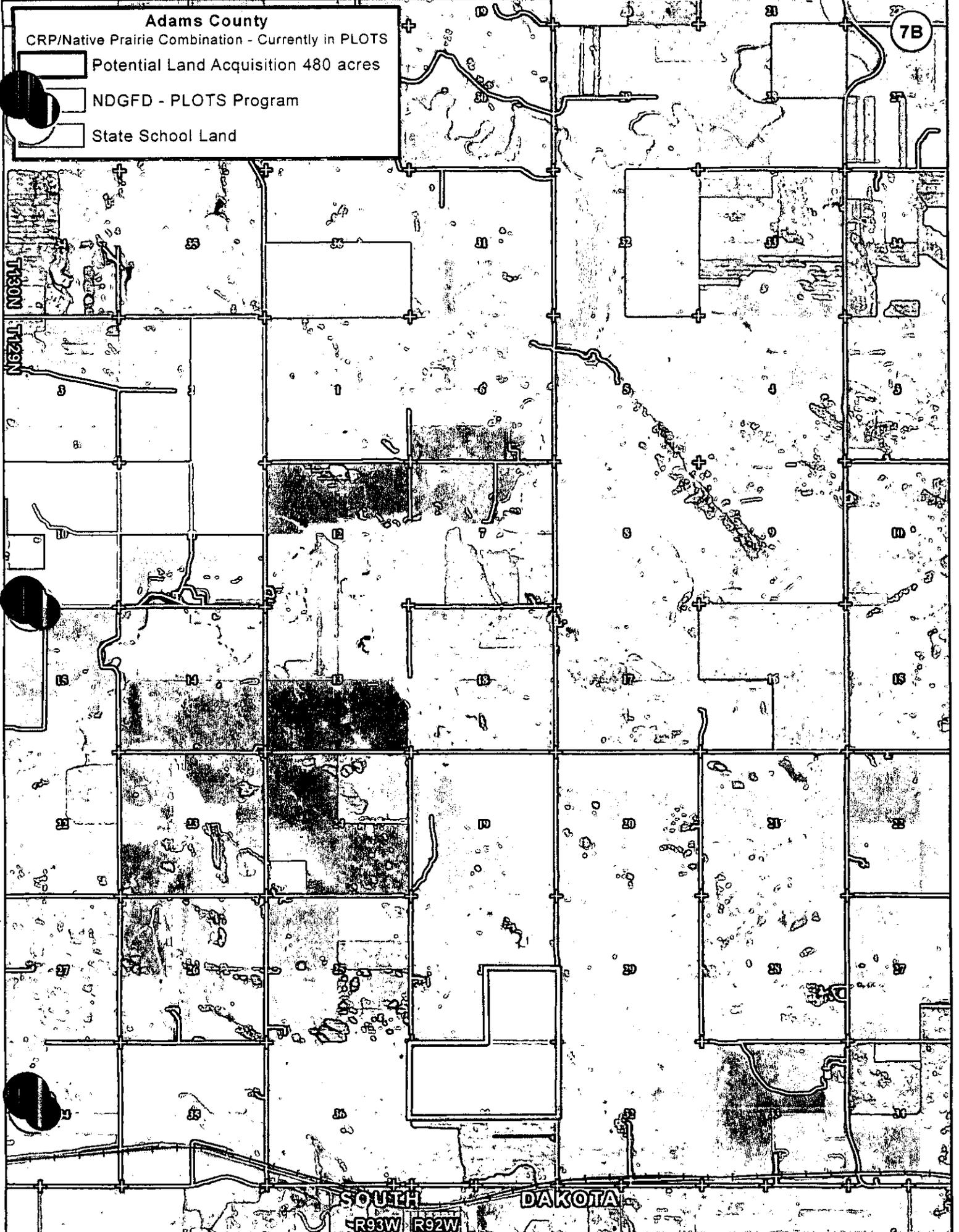
State School Land

7B

T130N

T129N

SOUTH DAKOTA  
R93W R92W



Hettinger County

Currently in PLOTS

Potential Land Acquisition 80 acres

8A

28

27

34

32

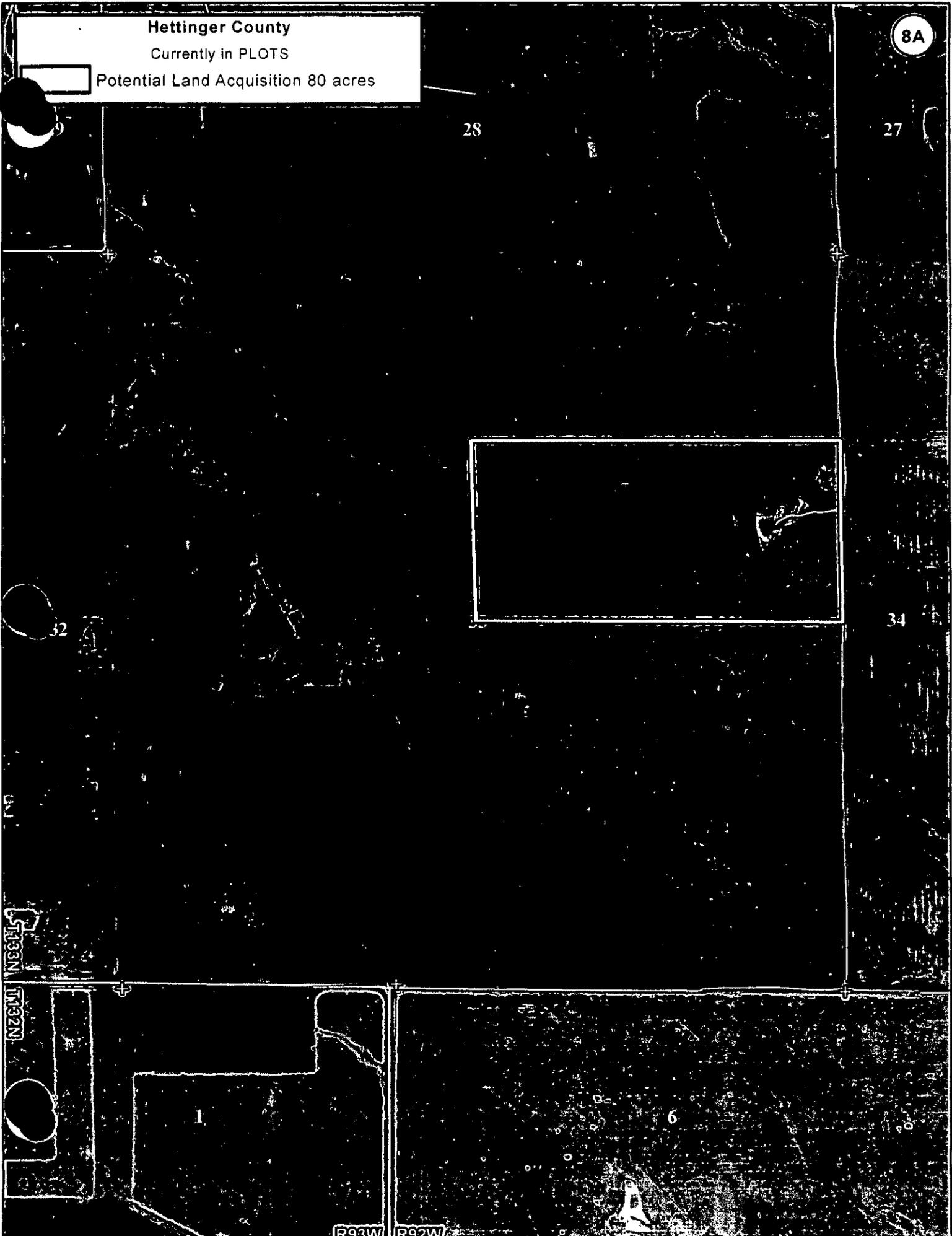
T133N

T132N

R93W R92W

1

6



**Hettinger County**

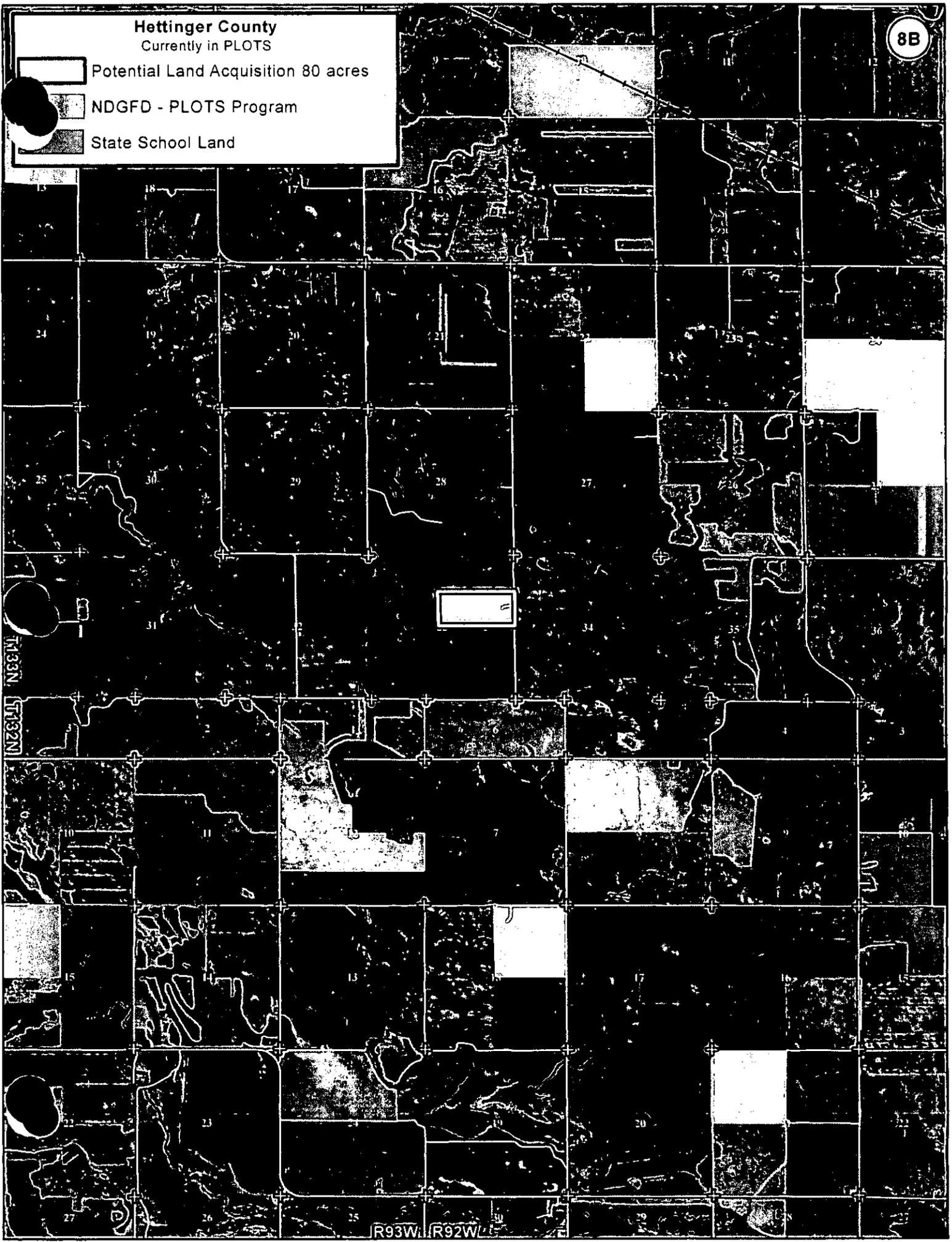
Currently in PLOTS

Potential Land Acquisition 80 acres

NDGFD - PLOTS Program

State School Land

8B



R93W R92W

**Slope County**

CRP/Native Prairie Combination - Currently in PLOTS

 Potential Land Acquisition 320 acres

9A

3

2

2

11

15

14

R100W

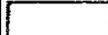
9B

### Slope County

CRP/Native Prairie Combination - Currently in PLOTS

 Potential Land Acquisition 320 acres

 NDGFD - PLOTS Program

 State School Land

T133N  
T133N

19

31

28

35

18

16

15

13

19

20

24

30

30

25

31

36

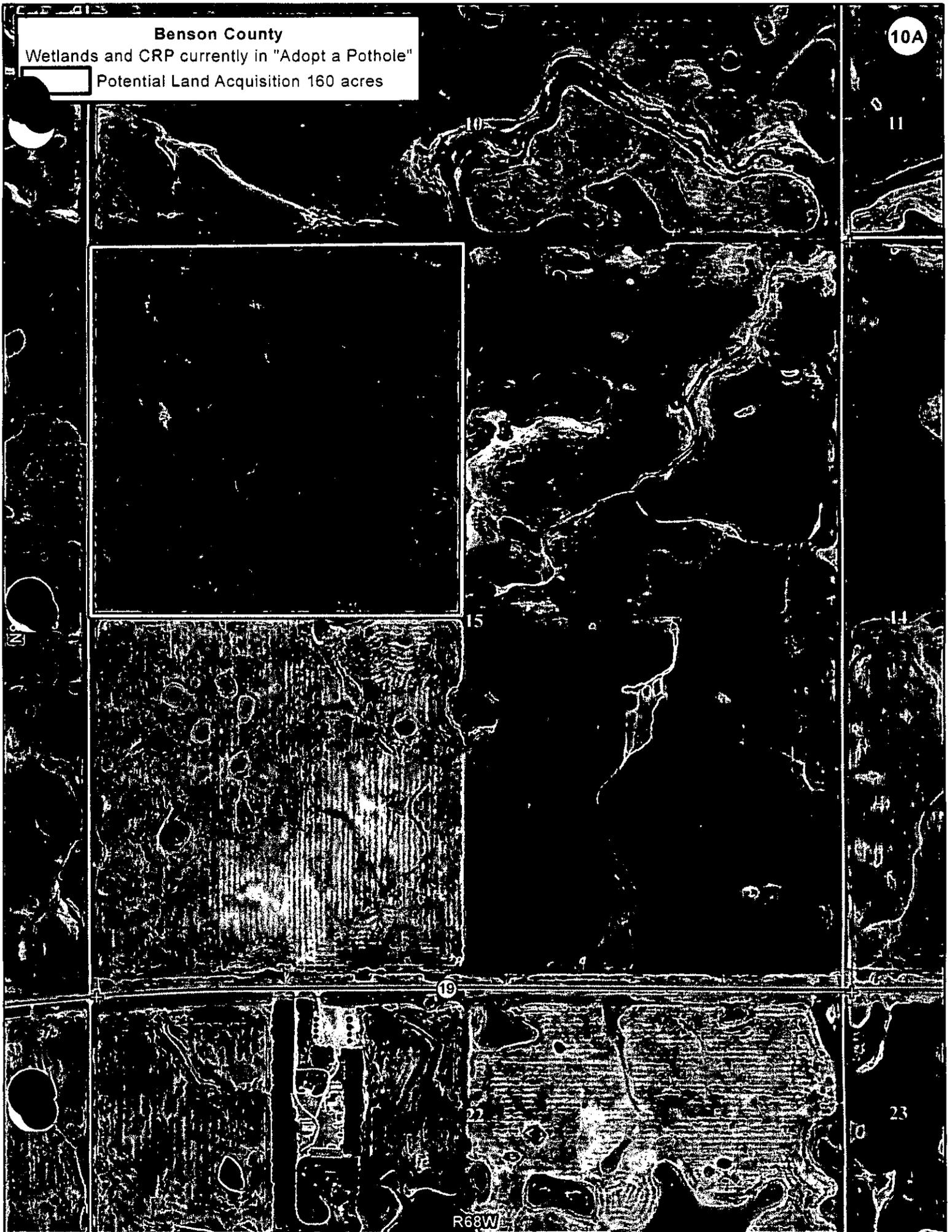
R100W R99W

**Benson County**

Wetlands and CRP currently in "Adopt a Pothole"

Potential Land Acquisition 160 acres

10A

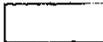
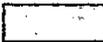


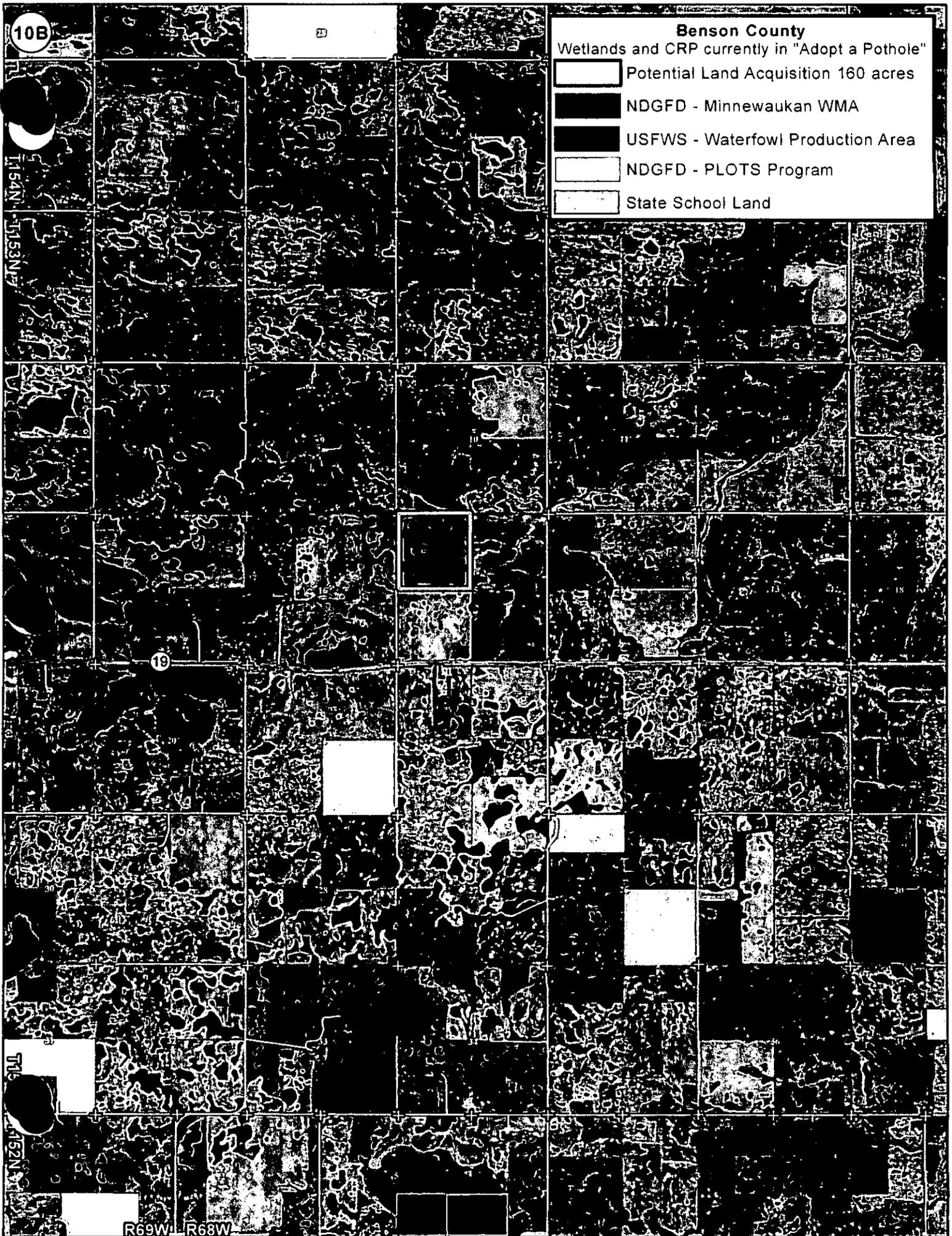
R68W

10B

23

**Benson County**  
Wetlands and CRP currently in "Adopt a Pothole"

-  Potential Land Acquisition 160 acres
-  NDGFD - Minnewaukan WMA
-  USFWS - Waterfowl Production Area
-  NDGFD - PLOTS Program
-  State School Land



R69W R68W

Sheridan County

Grassland - Roundout to Lonetree WMA

Potential Land Acquisition 20 acres

NDGFD - Lonetree WMA

11A

10

00

15

14

22

23

R74W

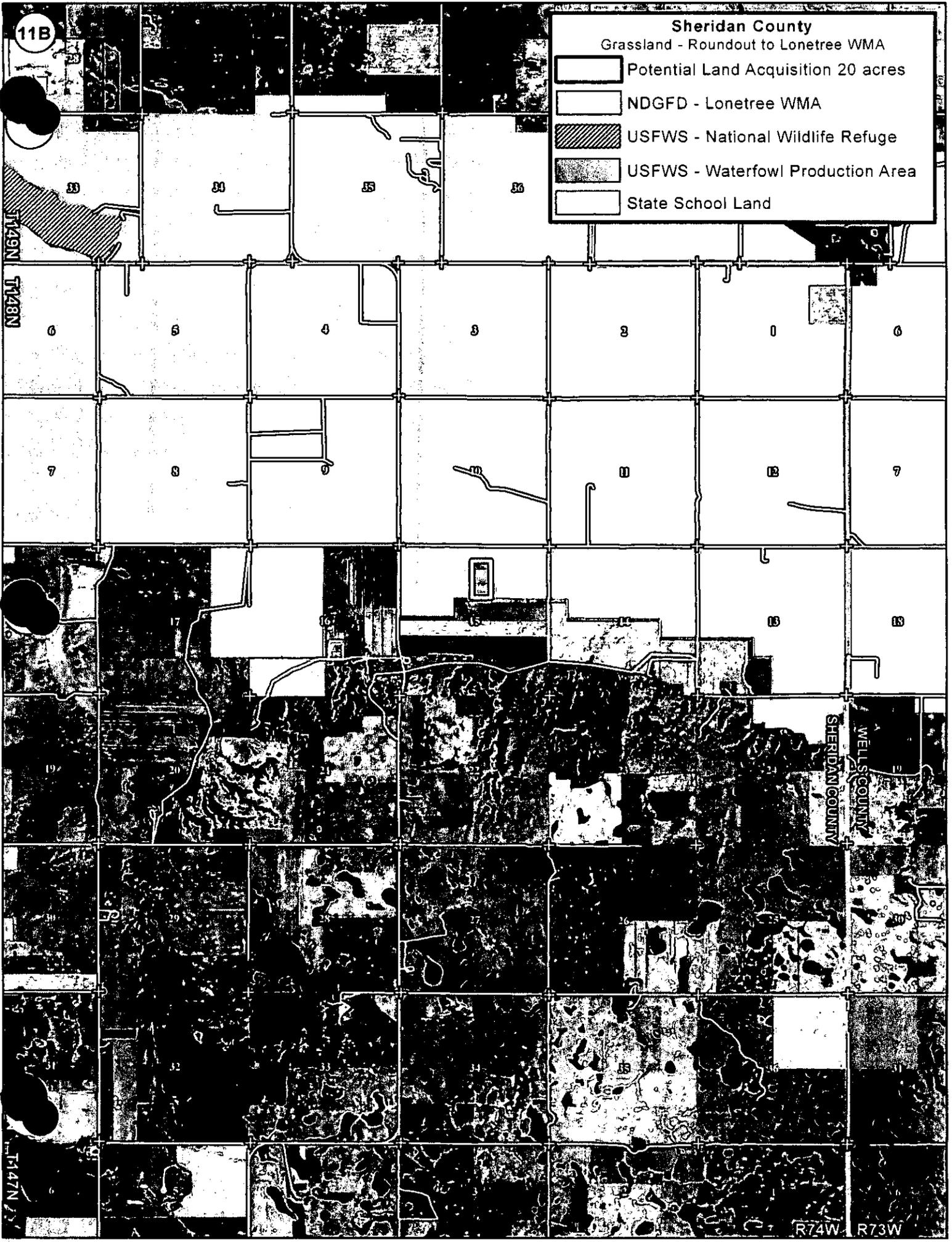


11B

### Sheridan County

Grassland - Roundout to Lonetree WMA

-  Potential Land Acquisition 20 acres
-  NDGFD - Lonetree WMA
-  USFWS - National Wildlife Refuge
-  USFWS - Waterfowl Production Area
-  State School Land



R74W R73W

Grand Forks County

CRP - Adjacent to Prairie Chicken WMA

Potential Land Acquisition 160 acres

12A



**Grand Forks County**

CRP - Adjacent to Prairie Chicken WMA

Potential Land Acquisition 160 acres

NDGFD - Prairie Chicken WMA

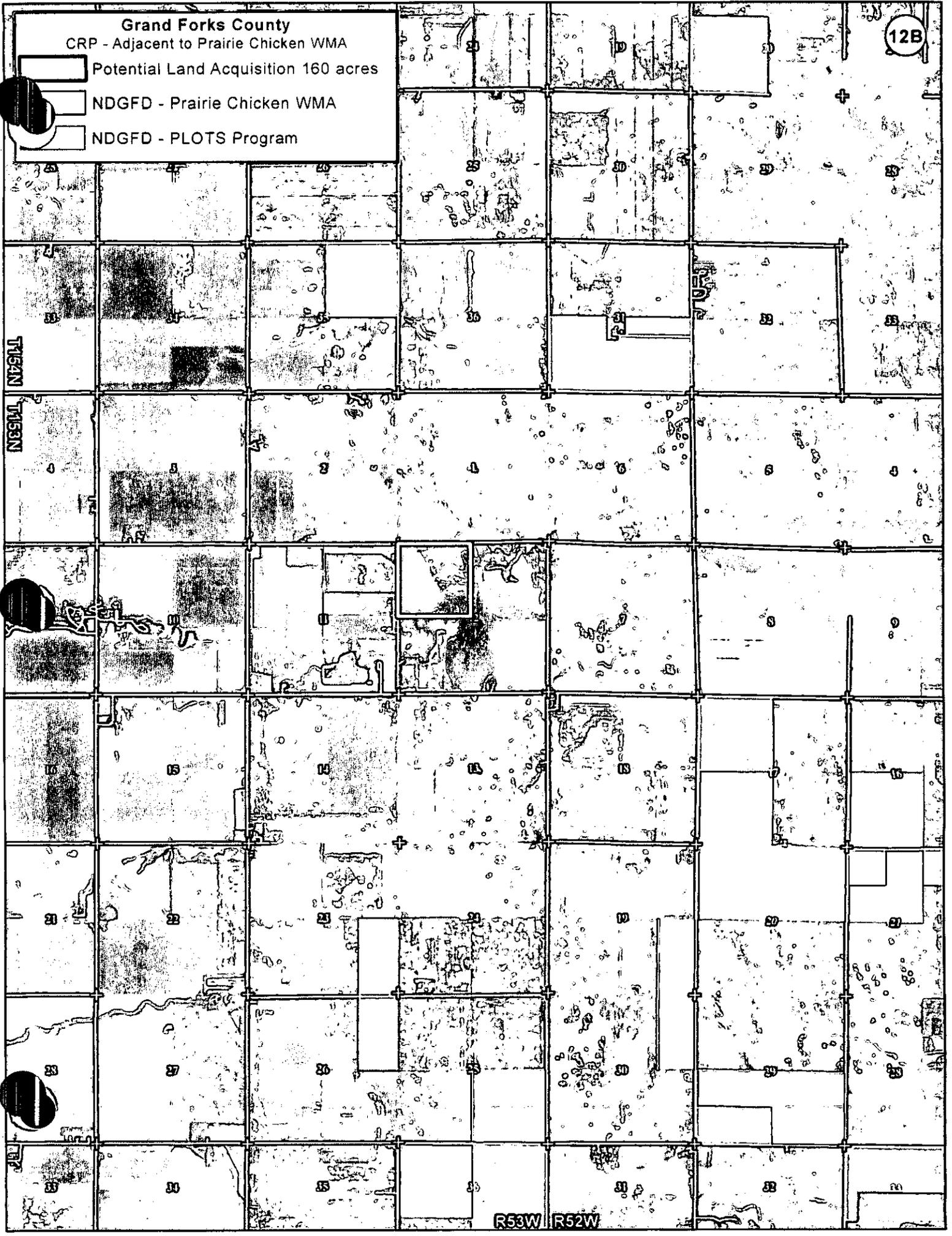
NDGFD - PLOTS Program

12B

T154N

T155N

R53W R52W



Ramsey County

30 year Wetland Reserve Program tract.

Potential Land Acquisition 1200 acres

NDGF - PLOTS Program

13A

T156N R61W



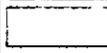
R62W R61W

13B

17

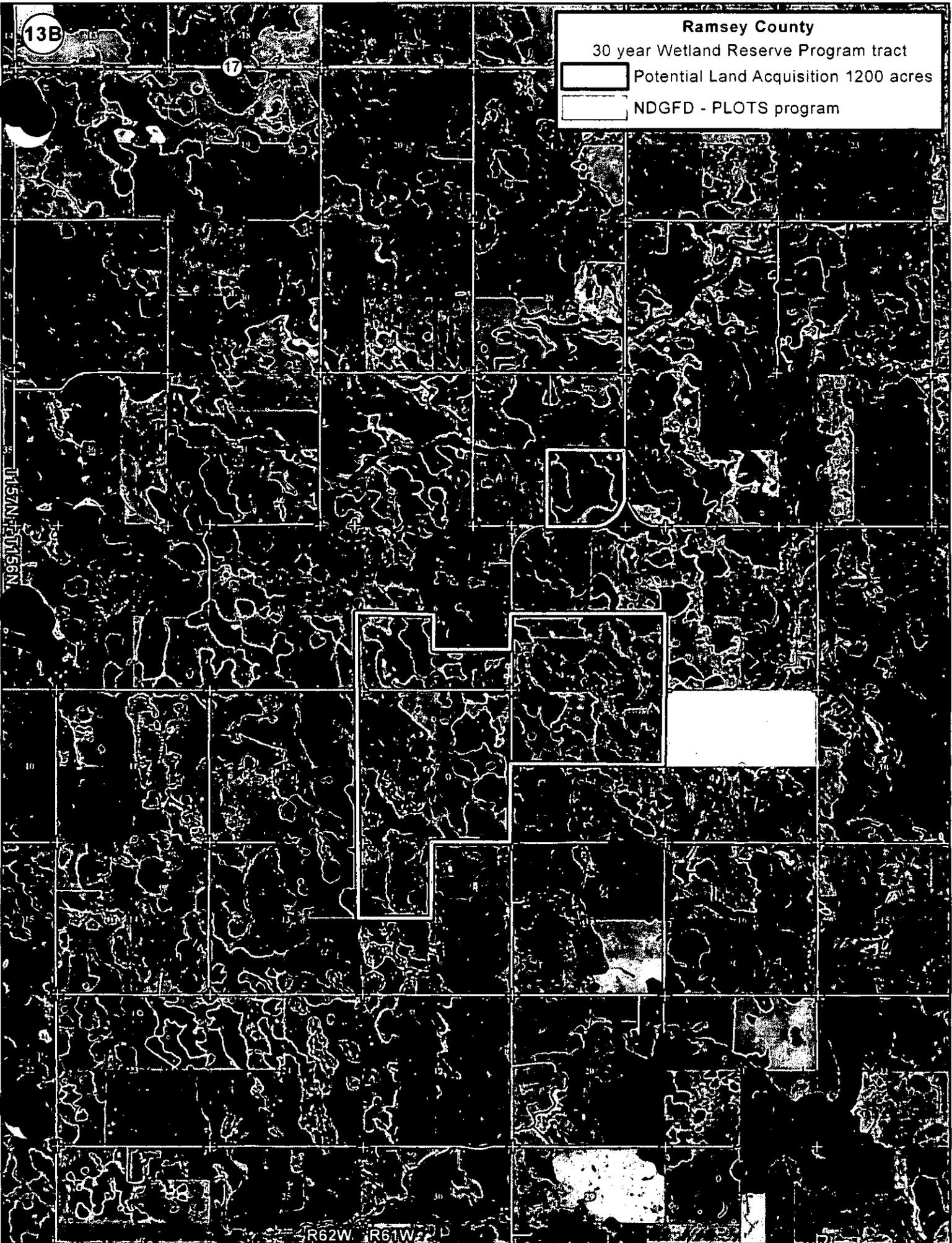
**Ramsey County**

30 year Wetland Reserve Program tract

-  Potential Land Acquisition 1200 acres
-  NDGFD - PLOTS program

T15N T16N

R62W R61W



Walsh County

EWP on Forest River - no use allowed

Potential Land Acquisition 160 acres

NDGFD - PLOTS Program

14A

15

14

29

21

22

23

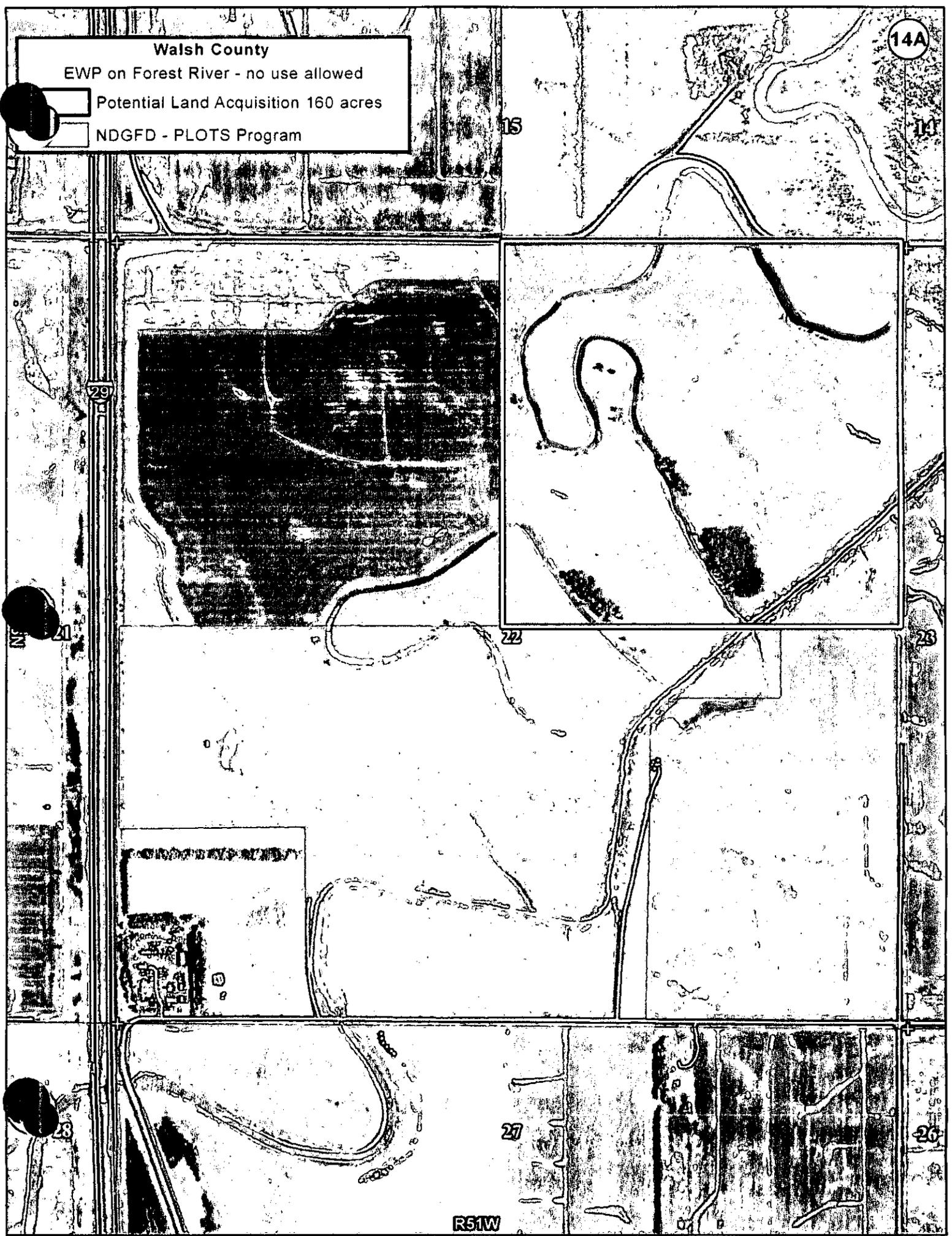


28

27

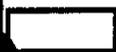
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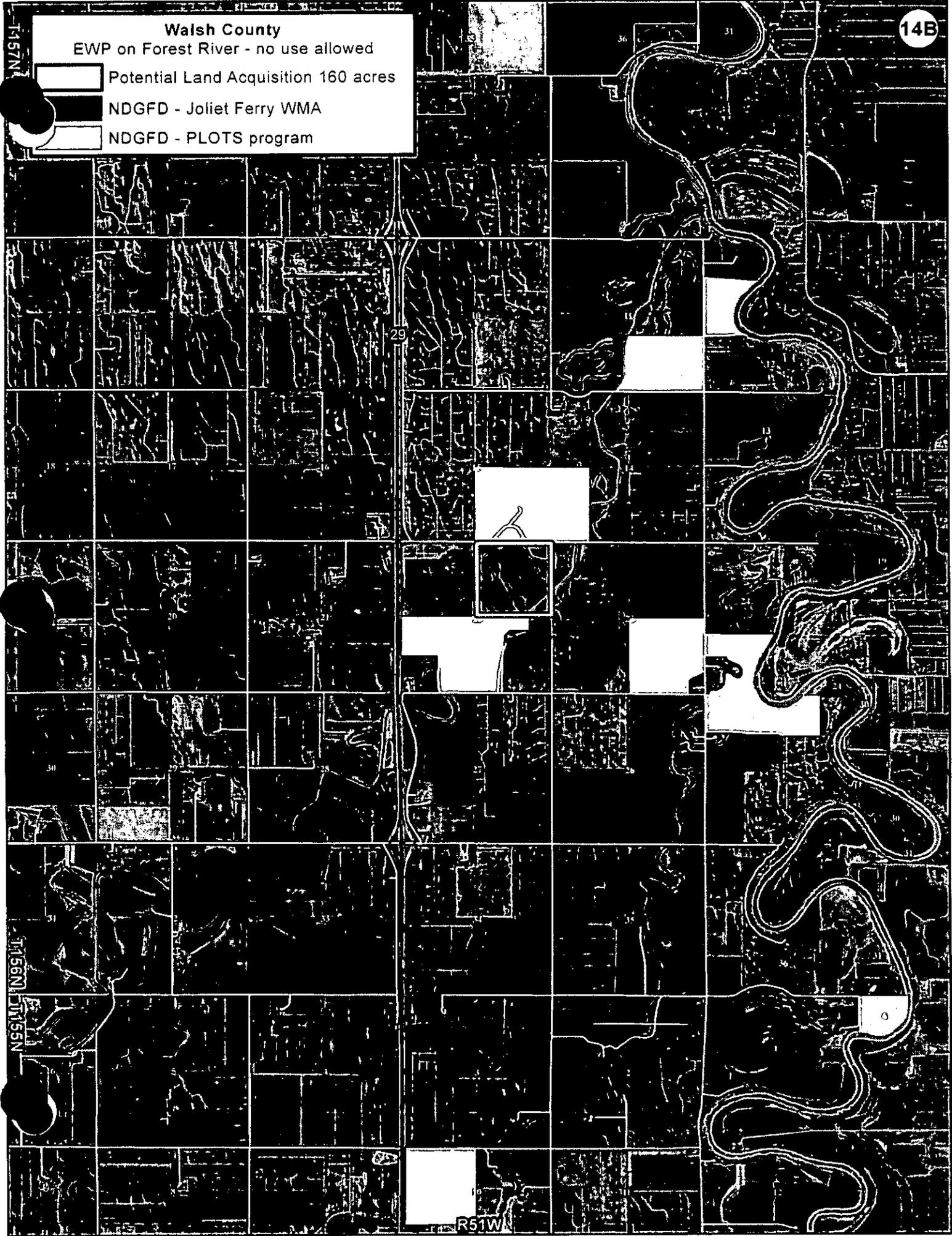
R51W



Walsh County

EWP on Forest River - no use allowed

-  Potential Land Acquisition 160 acres
-  NDGFD - Joliet Ferry WMA
-  NDGFD - PLOTS program



**Kidder County**

Grassland/Wetlands - Addition to WMA

Potential Land Acquisition 1000 acres

NDGFD - Dawson WMA

USFWS - Waterfowl Production Area

15A





Pierce County

Wetlands/Grasslands/CRP

Potential Land Acquisition 580 acres

NDGF - PLOTS program

16A

18

17

3

19

20

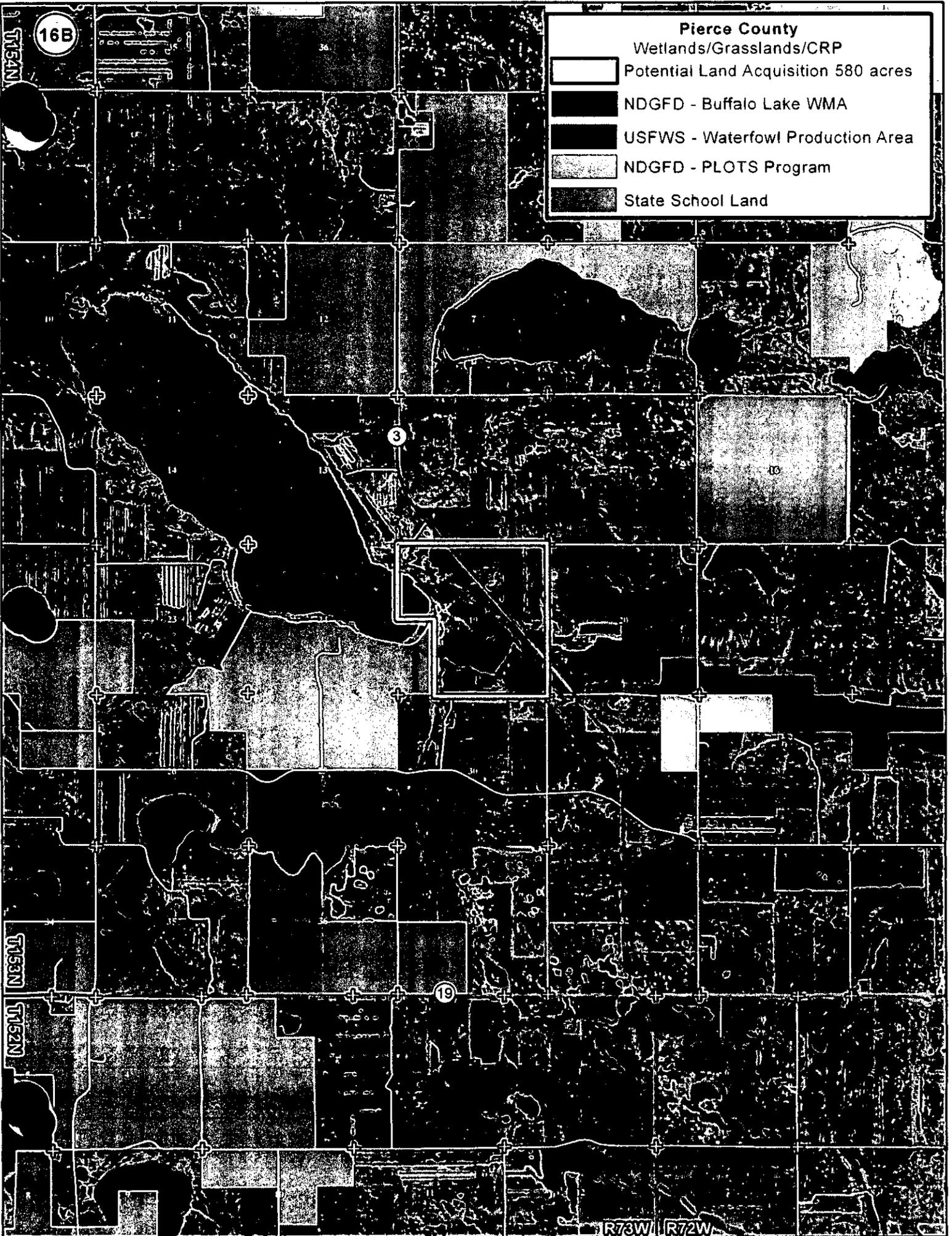
N

30

20

R72W





16B

**Pierce County**

Wetlands/Grasslands/CRP

Potential Land Acquisition 580 acres

NDGFD - Buffalo Lake WMA

USFWS - Waterfowl Production Area

NDGFD - PLOTS Program

State School Land

T154N

T153N

T152N

R73W R72W

**Kidder County**

Wetlands and Native Prairie - Addition to WMA

Potential Land Acquisition 337 acres

NDGFD - Karl T. Fredrick WMA

USFWS - Waterfowl Production Area

17A

33

34

T145N | T144N

WELLS COUNTY

KIDDER COUNTY

1

6

5

3

12

7

8

R74W

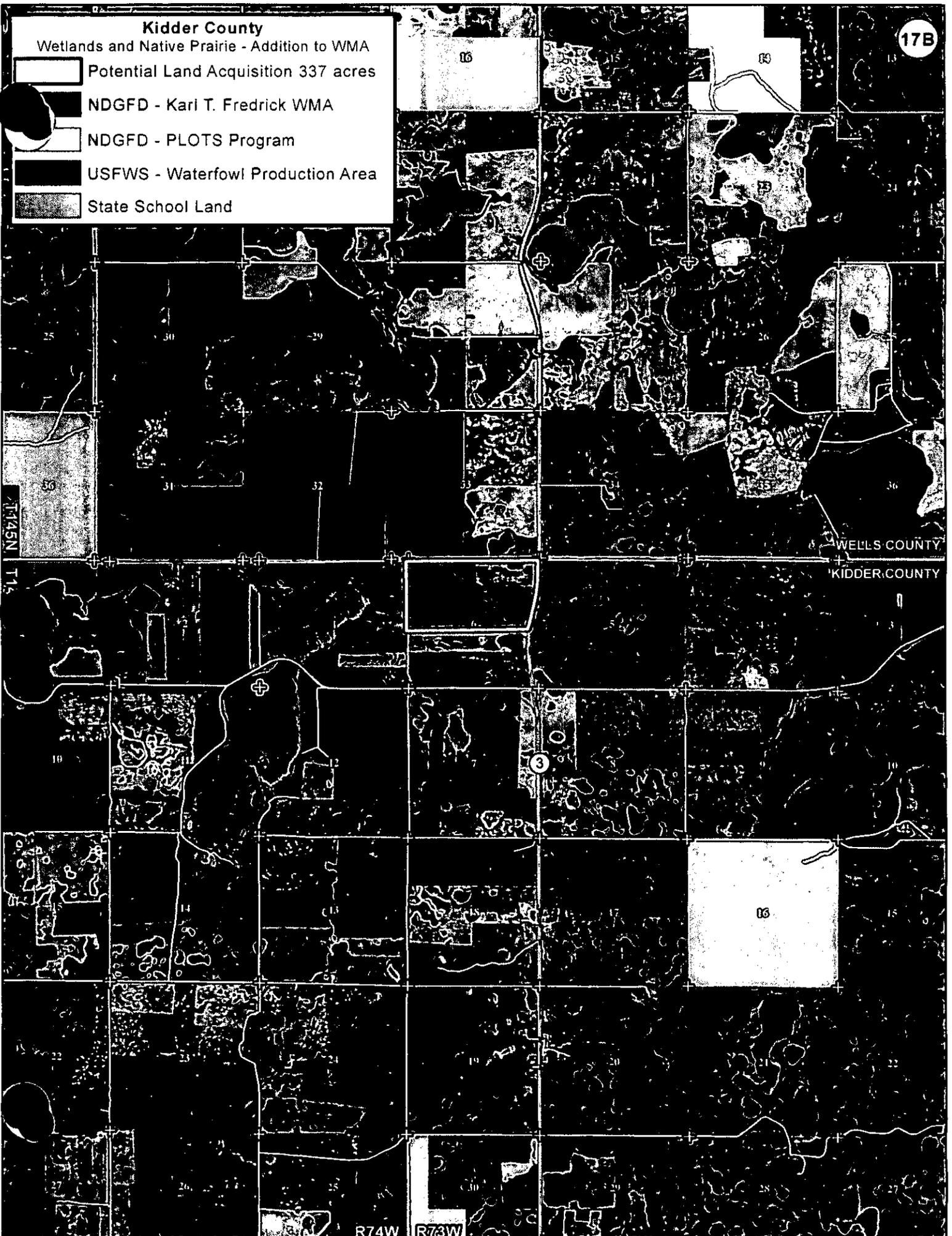
R73W

**Kidder County**

Wetlands and Native Prairie - Addition to WMA

-  Potential Land Acquisition 337 acres
-  NDGFD - Karl T. Fredrick WMA
-  NDGFD - PLOTS Program
-  USFWS - Waterfowl Production Area
-  State School Land

17B



WELLS COUNTY  
KIDDER COUNTY

R74W R73W

**Department 720 - Game and Fish Department**  
**Senate Bill No. 2017**

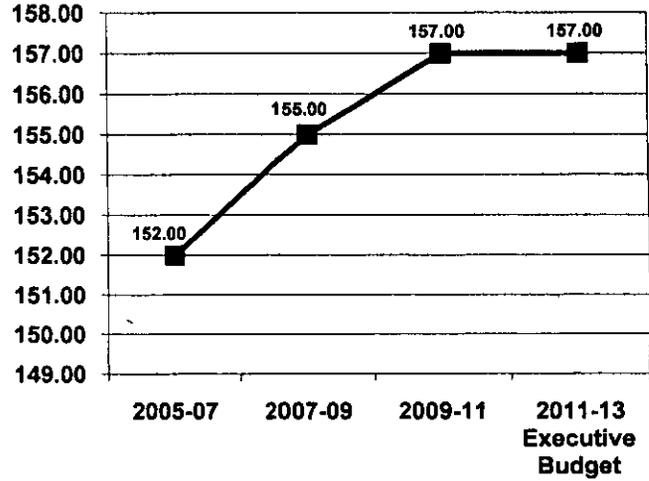
- Attachment ONE  
 - April 5, 2011

	FTE Positions	General Fund	Other Funds	Total
2011-13 Executive Budget	157.00	\$0	\$64,737,742	\$64,737,742
2009-11 Legislative Appropriations	157.00	0	59,463,938	59,463,938
Increase (Decrease)	0.00	\$0	\$5,273,804	\$5,273,804

Agency Funding



FTE Positions



■ General Fund □ Other Funds

**First House Action**

Attached is a summary of first house changes.

**Executive Budget Highlights**  
**(With First House Changes in Bold)**

	General Fund	Other Funds	Total
1. Increases spending authorization to allow the department to receive funding related to energy development for surface damage and royalty payments and use the funding to improve wildlife management areas		\$400,000	\$400,000
2. Increases funding for boating access and development grants from \$1,635,000 to \$2,755,000		\$1,120,000	\$1,120,000
3. Adds funding for district office storage buildings		\$200,000	\$200,000
4. Adds one-time funding to allow the department to cost-share with the Parks and Recreation Department to raise the access road to Grahams Island State Park. <b>The Senate reduced funding for the grant by \$300,000 to provide a grant of \$100,000.</b>		\$400,000	\$400,000
5. Adds funding for video recording equipment for enforcement vehicles		\$175,000	\$175,000
6. Provides funding for fishing area improvements		\$875,000	\$875,000
7. Increases funding for the private land open to sportsmen program to provide total program funding of \$10.1 million		\$200,000	\$200,000
8. Provides \$100,000 of funding for department law enforcement activities on the Missouri River and \$100,000 of funding for grants to local law enforcement agencies for Missouri River law enforcement. The 2009 Legislative Assembly provided \$200,000 for grants to local law enforcement agencies for Missouri River law enforcement activities.		\$0	\$0

### **Other Sections in Bill**

**2009-11 Wildlife Services funding** - Section 2 provides for the transfer of \$200,000 from the game and fish fund to the Agriculture Commissioner for the Wildlife Services program for the remainder of the 2009-11 biennium.

**Oil and gas development surface damage** - Section 3 provides that \$400,000 included in the grants line item is from surface damage, easements, or reclamation on department-owned or department-managed properties as a result of mineral exploration and extraction.

**Emergency section** - Section 4 declares an emergency for funding of \$100,000 included for a grant to the Parks and Recreation Department for costs associated with the project to raise the elevation of the Grahams Island State Park access road and for Section 2 which provides funding for Wildlife Services for the 2009-11 biennium.

### **Continuing Appropriations**

No continuing appropriations for this agency.

### **Major Related Legislation**

No major related legislation has been introduced for this agency.

ATTACH:1

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2017 - Funding Summary**

	<b>Executive Budget</b>	<b>Senate Changes</b>	<b>Senate Version</b>
<b>Game and Fish Department</b>			
Salaries and wages	\$24,019,028		\$24,019,028
Operating expenses	12,524,493		12,524,493
Capital assets	4,183,170		4,183,170
Grants	7,718,500	(300,000)	7,418,500
Land habitat and deer	12,054,686		12,054,686
Noxious weed control	600,000		600,000
Missouri River enforcement	200,000		200,000
Grants, gifts, and donations	800,000		800,000
Nongame wildlife conservation	120,000		120,000
Lonetree Reservoir	1,749,065		1,749,065
Wildlife Services	768,800	100,000	868,800
<b>Total all funds</b>	<b>\$64,737,742</b>	<b>(\$200,000)</b>	<b>\$64,537,742</b>
Less estimated income	64,737,742	(200,000)	64,537,742
General fund	\$0	\$0	\$0
<b>FTE</b>	<b>157.00</b>	<b>0.00</b>	<b>157.00</b>
<b>Bill Total</b>			
Total all funds	\$64,737,742	(\$200,000)	\$64,537,742
Less estimated income	64,737,742	(200,000)	64,537,742
General fund	\$0	\$0	\$0
<b>FTE</b>	<b>157.00</b>	<b>0.00</b>	<b>157.00</b>

**Senate Bill No. 2017 - Game and Fish Department - Senate Action**

	<b>Executive Budget</b>	<b>Senate Changes</b>	<b>Senate Version</b>
Salaries and wages	\$24,019,028		\$24,019,028
Operating expenses	12,524,493		12,524,493
Capital assets	4,183,170		4,183,170
Grants	7,718,500	(300,000)	7,418,500
Land habitat and deer	12,054,686		12,054,686
Noxious weed control	600,000		600,000
Missouri River enforcement	200,000		200,000
Grants, gifts, and donations	800,000		800,000
Nongame wildlife conservation	120,000		120,000
Lonetree Reservoir	1,749,065		1,749,065
Wildlife Services	768,800	100,000	868,800
<b>Total all funds</b>	<b>\$64,737,742</b>	<b>(\$200,000)</b>	<b>\$64,537,742</b>
Less estimated income	64,737,742	(200,000)	64,537,742
General fund	\$0	\$0	\$0
<b>FTE</b>	<b>157.00</b>	<b>0.00</b>	<b>157.00</b>

**Department 720 - Game and Fish Department - Detail of Senate Changes**

	<b>Reduces Funding for Grahams Island State Park Road Project<sup>1</sup></b>	<b>Increases Funding for Wildlife Services<sup>2</sup></b>	<b>Total Senate Changes</b>
Salaries and wages			
Operating expenses			
Capital assets			
Grants	(300,000)		(300,000)
Land habitat and deer			
Noxious weed control			
Missouri River enforcement			
Grants, gifts, and donations			
Nongame wildlife conservation			
Lonetree Reservoir			
Wildlife Services		100,000	100,000
Total all funds	(\$300,000)	\$100,000	(\$200,000)
Less estimated income	(300,000)	100,000	(200,000)
General fund	\$0	\$0	\$0
FTE	0.00	0.00	0.00

<sup>1</sup> This amendment reduces funding for a grant to the Parks and Recreation Department for the Grahams Island State Park roadway project by \$300,000 to provide total grant funding of \$100,000.

<sup>2</sup> This amendment increases the amount of funding to be provided to the Agriculture Commissioner for the Wildlife Services program to provide a total of \$868,800.

A section is added to appropriate \$200,000 from the game and fish fund to the Game and Fish Department for the remainder of the 2009-11 biennium to be provided to the Agriculture Commissioner for the Wildlife Services program. Legislative intent is included. the section and the section is declared to be an emergency measure.

PROPOSED AMENDMENTS TO SENATE BILL NO. 2017

Page 1, line 2, after the semicolon insert "to provide legislative intent;"

Page 1, replace line 14 with:

"Grants            6,544,000      874,500      7,418,500"

Page 1, replace line 21 with:

"Wildlife services      768.800      100.000      868.800"

Page 1, replace line 22 with:

"Total special funds    \$59,463,938    \$5,073,804    \$64,537,742"

Page 1, after line 23, insert:

**"SECTION 2. APPROPRIATION - 2009-11 BIENNIUM WILDLIFE SERVICES - AGRICULTURE COMMISSIONER - LEGISLATIVE INTENT.** There is appropriated out of any moneys in the game and fish fund in the state treasury, not otherwise appropriated, the sum of \$200,000, or so much of the sum as may be necessary, to the game and fish department for the purpose of providing funds to the agriculture commissioner for the payment of wildlife services, for the period beginning with the effective date of this Act and ending June 30, 2011. It is the intent of the sixty-second legislative assembly that the funding provided in this section is from the estimated savings to the game and fish department resulting from the reduction in property tax liability resulting from provisions of Senate Bill No. 2199 approved by the sixty-first legislative assembly."

Page 2, line 5, replace "The" with "Funding of \$100,000 included in the"

Page 2, line 5, remove "includes \$400,000"

Page 2, line 7, replace ", which is" with "and section 2 of this Act are"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2017 - Game and Fish Department - Senate Action**

	<b>Executive Budget</b>	<b>Senate Changes</b>	<b>Senate Version</b>
Salaries and wages	\$24,019,028		\$24,019,028
Operating expenses	12,524,493		12,524,493
Capital assets	4,183,170		4,183,170
Grants	7,718,500	(300,000)	7,418,500
Land habitat and deer	12,054,686		12,054,686
Noxious weed control	600,000		600,000
Missouri River enforcement	200,000		200,000
Grants, gifts, and donations	800,000		800,000
Nongame wildlife conservation	120,000		120,000
Lonetree Reservoir	1,749,065		1,749,065

Wildlife Services	768,800	100,000	868,800
Total all funds	\$64,737,742	(\$200,000)	\$64,537,742
Less estimated income	64,737,742	(200,000)	64,537,742
General fund	\$0	\$0	\$0
FTE	157.00	0.00	157.00

**Department No. 720 - Game and Fish Department - Detail of Senate Changes**

	<b>Reduces Funding for Grahams Island State Park Road Project<sup>1</sup></b>	<b>Increases Funding for Wildlife Services<sup>2</sup></b>	<b>Total Senate Changes</b>
Salaries and wages			
Operating expenses			
Capital assets			
Grants	(300,000)		(300,000)
Land habitat and deer Noxious weed control Missouri River enforcement			
Grants, gifts, and donations			
Nongame wildlife conservation			
Lonetree Reservoir			
Wildlife Services		100,000	100,000
Total all funds	(\$300,000)	\$100,000	(\$200,000)
Less estimated income	(300,000)	100,000	(200,000)
General fund	\$0	\$0	\$0
FTE	0.00	0.00	0.00

<sup>1</sup> This amendment reduces funding for a grant to the Parks and Recreation Department for the Grahams Island State Park roadway project by \$300,000 to provide total grant funding of \$100,000.

<sup>2</sup> This amendment increases the amount of funding to be provided to the Agriculture Commissioner for the Wildlife Services program to provide a total of \$868,800.

A section is added to appropriate \$200,000 from the game and fish fund to the Game and Fish Department for the remainder of the 2009-11 biennium to be provided to the Agriculture Commissioner for the Wildlife Services program. Legislative intent is included in the section, and the section is declared to be an emergency measure.

**LISTING OF PROPOSED CHANGES TO ENGROSSED SENATE BILL NO. 2017**

**Game and Fish Department**

**Proposed funding changes:**

<b>Description</b>	<b>FTE</b>	<b>General Fund</b>	<b>Special Funds</b>	<b>Total</b>
1 Restore funding for Graham's Island State Park road project grant to provide a total grant of \$400,000		\$300,000		\$300,000
2 Add funding for hunting access (\$350,000) and wildlife depredation (\$250,000) and declare the funding to be an emergency		\$600,000		\$600,000
Total proposed funding changes		<u>\$900,000</u>	<u>\$0</u>	<u>\$900,000</u>

**Other proposed changes:**

- 1 Add a section to provide that funding for Missouri River law enforcement activities may only be used for salaries and operating expenses of department employees performing Missouri River law enforcement activities and for grants to local law enforcement activities performing law enforcement activities on the river. The funding may not be used for equipment with a cost of \$3,000 or more.

## LAND ACQUISITIONS

Property Purchased	Acres Acquired	Cost	Year	County
Yellowstone Confluence	973	166,667*	2004	McKenzie
Yellowstone Confluence	652	333,333*	2005	McKenzie
D. L. East Bay Access	2.5	60,000	2005	Ramsey
Barron EWP Tract	386	95,431	2006	Pembina
Duncklee EWP Tract	151	37,985	2006	Pembina
Rene EWP Tract	40	10,000	2006	Pembina
Steinke EWP Tract	80	19,500	2006	Pembina
Smith EWP	180	44,500	2007	Pembina
Billings EWP Tract	160	34,725	2007	Pembina
Anderson EWP	100	25,000	2007	Pembina
Denault EWP	152	40,540	2007	Pembina
Fitzsimonds EWP	215	58,293	2008	Pembina
Lacoste EWP	96	27,550	2008	Pembina
Dubourt EWP	110	30,249	2008	Pembina
Smith Grove	208	400,000*	2009	Oliver
Prairie Chicken	160	80,000	2009	Grand Forks
James River Sportsman's	6.43	36,000	2010	LaMoure
Northern Improvement /Oahe	65	105,000	2010	Morton
Big Oxbow	983	363,333*	2010/2011	McKenzie

\*Additional funding provided by non-governmental donations.

Prepared by the Legislative Council staff  
for Senator Christmann  
April 18, 2011

LISTING OF PROPOSED CHANGES TO ENGROSSED SENATE BILL NO. 2017

Game and Fish Department

Proposed funding changes:

Description	FTE	General Fund	Special Funds	Total
1 Restore funding for Graham's Island State Park road project grant to provide a total grant of \$400,000		\$300,000		\$300,000
2 Add funding for hunting access (\$350,000) and wildlife depredation (\$250,000) and declare the funding to be an emergency.		\$600,000		\$600,000
Total proposed funding changes		<u>\$900,000</u>	<u>\$0</u>	<u>\$900,000</u>

Other proposed changes:

- 1 Add a section to provide that funding for Missouri River law enforcement activities may only be used for salaries and operating expenses of department employees performing Missouri River law enforcement activities and for grants to local law enforcement activities performing law enforcement activities on the river. The funding may not be used for equipment with a cost of \$3,000 or more.

#700,000 Land Acquisitions Out (Senate Version)  
 Graham's Island in (House Version)  
 Access \$350,000 - Depredation \$250,000 in (Split)  
 Wildlife Services \$68,000 in (Senate Version)  
 Missouri River Enforcement in (House Version)  
 Study Out (Senate Version)

Christmann  
 ← Compromise

SB 2017  
4-26-11 (3rd hearing) 1

ranching in this state on January 1, 1983, may continue to engage in the business of farming or ranching without interruption after January 1, 1983.

3. A nonprofit organization that owned farmland or ranchland for the preservation of unique historical, archaeological, or environmental land before January 1, 1983, may continue ownership of that land without interruption after January 1, 1983. An organization that is holding land for scenic preservation shall either prohibit all hunting, or if any parcel of the land is open to hunting, it must be open to hunting by the general public.

**10-06.1-10. Acquisition of certain farmland or ranchland by certain nonprofit organizations.** A nonprofit organization may acquire farmland or ranchland only in accordance with the following:

1. Unless it is permitted to own farmland or ranchland under section 10-06.1-09, the nonprofit organization must have been either incorporated in this state or issued a certificate of authority to do business in this state before January 1, 1985, or, before January 1, 1987, have been incorporated in this state if the nonprofit organization was created or authorized under Public Law No. 99-294 [100 Stat. 418]. A nonprofit organization created or authorized under Public Law No. 99-294 [100 Stat. 418] may acquire no more than twelve thousand acres [4856.228 hectares] of land from interest derived from state, federal, and private sources held in its trust fund.
2. The land may be acquired only for the purpose of conserving natural areas and habitats for biota, and, after acquisition:
  - a. The land must be maintained and managed for the purpose of conserving natural area and habitat for biota.
  - b. Any agricultural use of the land is in accordance with the management of the land for conservation and agricultural use, and is by a sole proprietorship or partnership, or a corporation or limited liability company allowed to engage in farming or ranching under section 10-06.1-12.
  - c. If any parcel of the land is open to hunting, it must be open to hunting by the general public.
  - d. The nonprofit organization must fully comply with all state laws relating to the control of noxious and other weeds and insects.
  - e. The nonprofit organization must make payments in lieu of property taxes on the property, calculated in the same manner as if the property was subject to full assessment and levy of property taxes.
  - f. All property subject to valuation must be assessed for the purpose of making the payments under subdivision e in the same manner as other real property in this state is assessed for tax purposes. Before June thirtieth of each year, the county auditor of any county in which property subject to valuation is located shall give written notice to the nonprofit organization and the tax commissioner of the value placed by the county board of equalization upon each parcel of property subject to valuation in the county.
3. Before farmland or ranchland may be purchased by a nonprofit organization for the purpose of conserving natural areas and habitats for biota, the governor must approve the proposed acquisition. A nonprofit organization that desires to purchase farmland or ranchland for the purpose of conserving natural areas and habitats for biota shall first submit a proposed acquisition plan to the agriculture commissioner who shall convene an advisory committee consisting of the director of the parks and recreation department, the agriculture commissioner, the state forester, the director

of the game and fish department, the president of the North Dakota farmers union, the president of the North Dakota farm bureau, the president of the North Dakota stockmen's association, and the chairman of the county commission of any county affected by the acquisition, or their designees. The advisory committee shall hold a public hearing with the board of county commissioners concerning the proposed acquisition plan and shall make recommendations to the governor within forty-five days after receipt of the proposed acquisition plan. The governor shall approve or disapprove any proposed acquisition plan, or any part thereof, within thirty days after receipt of the recommendations from the advisory committee.

4. Land acquired in accordance with this section may not be conveyed to the United States or any agency or instrumentality of the United States.
5. On failure to qualify to continue ownership under subsection 2, the land must be disposed of within five years of that failure to qualify.

**10-06.1-11. Required divestiture of agricultural land.** In addition to the divestiture requirements of sections 10-06.1-10 and 10-06.1-24, a nonprofit corporation that acquires land by gift or devise after December 31, 1984, the ownership of which is not permitted under this chapter, shall divest itself of the land within ten years after the acquisition. For purposes of this section, "ownership" means holding either fee or equitable title, unless fee title is held solely as security for payment of the purchase price, or unless fee title does not carry with it the right to immediate possession of the property. If the corporation fails to divest itself of the land within the required time, the attorney general shall take action under section 10-06.1-24.

**10-06.1-12. Corporation or limited liability company allowed to engage in the business of farming or ranching - Requirements.** This chapter does not prohibit a domestic corporation or a domestic limited liability company from owning real estate and engaging in the business of farming or ranching, if the corporation meets all the requirements of chapter 10-19.1 or the limited liability company meets all the requirements of chapter 10-32 which are not inconsistent with this chapter. The following requirements also apply:

1. If a corporation, the corporation must not have more than fifteen shareholders. If a limited liability company, the limited liability company must not have more than fifteen members.
2. Each shareholder or member must be related to each of the other shareholders or members within one of the following degrees of kinship or affinity: parent, son, daughter, stepson, stepdaughter, grandparent, grandson, granddaughter, brother, sister, uncle, aunt, nephew, niece, great-grandparent, great-grandchild, first cousin, or the spouse of a person so related.
3. Each shareholder or member must be an individual or one of the following:
  - a. A trust for the benefit of an individual or a class of individuals who are related to every shareholder of the corporation or member of the limited liability company within the degrees of kinship or affinity specified in this section.
  - b. An estate of a decedent who was related to every shareholder of the corporation or member of the limited liability company within the degrees of kinship or affinity specified in this section.
4. A trust or an estate may not be a shareholder or member if the beneficiaries of the trust or the estate together with the other shareholders or members are more than fifteen in number.
5. Each individual who is a shareholder or member must be a citizen of the United States or a permanent resident alien of the United States.

23. Issue, as a means of encouraging and promoting economic development in this state, complimentary fishing licenses to nonresident visiting dignitaries. The circumstances and conditions of complimentary fishing licenses issued must be determined by the director. The number of complimentary licenses may not exceed fifty licenses per year. The director shall determine the visiting dignitaries to be of national or international stature before they are eligible for complimentary licenses.
24. Carry out a coyote depredation prevention program by conducting practices that will alleviate depredations caused by coyotes.
25. Issue, as a means of rewarding dedication to teaching firearm hunter safety, complimentary lifetime resident certificates and combination licenses provided under section 20.1-03-11.1 to resident certified hunter education volunteer instructors. Eligible persons must have served as a lead or assistant certified hunter education volunteer instructor in this state for a minimum of one course in each of thirty years. The license is known as the "lifetime combination license" and must be signed by the director and the person receiving the license. The license must be revoked by the director if the licensee is convicted of a felony or found to have violated any provision of this title.
26. Carry out a program that targets waterfowl resting areas within the private lands initiative program which includes payments to private landowners for lease of waterfowl resting areas on private lands that during the term of the lease provides limited public access for the hunting of waterfowl.
27. Issue free hunting licenses to an organization that sponsors hunting trips for terminally ill children. A license issued under this subsection may be used by an individual sponsored by the organization to hunt the species indicated on the license.

**20.1-02-05.1. Land acquisitions - Statewide land acquisition plan.** The director shall establish a comprehensive statewide land acquisition plan that must be approved by the budget section of the legislative management. Every land acquisition made by the department exceeding ten acres [4.05 hectares] or ten thousand dollars must be approved by the budget section. Prior to any land acquisition, the department shall have the land in question appraised by a certified appraiser. The department may not acquire any land for an amount that exceeds the appraised value except for parcels or tracts of land less than forty acres [16.19 hectares] which may be acquired for up to two hundred percent of the appraised value.

**20.1-02-05.2. Private land access program - Guidelines.** Expired under S.L. 2005, ch. 210, § 4.

**20.1-02-06. Deputy director - Appointment, removal, oath, reports.** The director shall appoint, and may remove at pleasure, a deputy director who is under the director's direct control and supervision. The deputy, within ten days after the date of that person's appointment, shall take and file the oath prescribed for civil officers. The oath must be filed in the office of the secretary of state. The deputy director shall make monthly and annual reports to the director in the manner required by the director.

**20.1-02-07. Chief game warden, district deputy game wardens, biologists, and technicians - Appointment - Removal.** The director, with the governor's approval, may appoint the following permanent employees:

1. A chief game warden who shall enforce all state game and fish laws and supervise all deputy game wardens.
2. District deputy game wardens, assigned by the director, to enforce all state game and fish laws within specific appropriation limitations.

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2017

Page 1, line 2, after "intent" insert "; to provide for a legislative management study"

Page 1, replace lines 13 through 15 with:

"Capital assets	3,965,000	918,170	4,883,170
Grants	6,544,000	1,174,500	7,718,500
Land habitat and deer	11,080,162	1,824,524	12,904,686"

Page 1, replace lines 21 and 22 with:

"Wildlife services	<u>768,800</u>	<u>(368,800)</u>	<u>400,000</u>
Total special funds	\$59,463,938	\$6,455,004	\$65,918,942"

Page 2, after line 14, insert:

**"SECTION 4. MISSOURI RIVER ENFORCEMENT.** The Missouri River enforcement line item in section 1 of this Act includes the sum of \$200,000 for salaries and operating expenses of department employees coordinating or performing Missouri River law enforcement activities and for grants to local law enforcement agencies performing Missouri River law enforcement activities. The department may not use any of the funds for the purchase of equipment with a cost of \$3,000 or more.

**SECTION 5. LEGISLATIVE MANAGEMENT STUDY - WILDLIFE SERVICES.** During the 2011-12 interim, the legislative management shall consider studying the cooperative agreement between the agriculture commissioner and the United States department of agriculture wildlife services program. The study, if conducted, must include a review of current program funding sources and a review of wildlife damage control programs in other states. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-third legislative assembly."

Page 2, line 15, replace "\$100,000" with "\$400,000"

Page 2, line 17, after "road" insert ", funding of \$850,000 included in the land habitat and deer line item in section 1 of this Act relating to hunting access and deer depredation,"

Re-number accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2017 - Game and Fish Department - House Action**

	Executive Budget	Senate Version	House Changes	House Version
Salaries and wages	\$24,019,028	\$24,019,028		\$24,019,028
Operating expenses	12,524,493	12,524,493		12,524,493
Capital assets	4,183,170	4,183,170	700,000	4,883,170
Grants	7,718,500	7,418,500	300,000	7,718,500
Land habitat and deer	12,054,686	12,054,686	850,000	12,904,686
Noxious weed control	600,000	600,000		600,000

Missouri River enforcement	200,000	200,000		200,000
Grants, gifts, and donations	800,000	800,000		800,000
Nongame wildlife conservation	120,000	120,000		120,000
Lonetree Reservoir	1,749,065	1,749,065		1,749,065
Wildlife Services	768,800	868,800	(468,800)	400,000
Total all funds	\$64,737,742	\$64,537,742	\$1,381,200	\$65,918,942
Less estimated income	64,737,742	64,537,742	1,381,200	65,918,942
General fund	\$0	\$0	\$0	\$0
FTE	157.00	157.00	0.00	157.00

**Department No. 720 - Game and Fish Department - Detail of House Changes**

	Adds Funding for Land Purchases <sup>1</sup>	Restores Funding for Grahams Island State Park Road Project <sup>2</sup>	Increases Spending Authority for Hunting Access and Deer Depredation <sup>3</sup>	Adjusts Funding for Wildlife Services <sup>4</sup>	Total House Changes
Salaries and wages					
Operating expenses					
Capital assets	700,000				700,000
Grants		300,000			300,000
Land habitat and deer			850,000		850,000
Noxious weed control					
Missouri River enforcement					
Grants, gifts, and donations					
Nongame wildlife conservation					
Lonetree Reservoir					
Wildlife Services				(468,800)	(468,800)
Total all funds	\$700,000	\$300,000	\$850,000	(\$468,800)	\$1,381,200
Less estimated income	700,000	300,000	850,000	(468,800)	1,381,200
General fund	\$0	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00	0.00

<sup>1</sup> Funding for Game and Fish Department land purchases is increased by \$700,000 to provide total funding of \$1.5 million.

<sup>2</sup> Funding of \$300,000 removed by the Senate for the Grahams Island State Park road project is restored to provide total grant funding of \$400,000 for the project.

<sup>3</sup> The land habitat and deer depredation line item is increased due to anticipated additional federal funding for hunting access programs and greater than anticipated requests for deer depredation assistance. The funding is declared to be an emergency measure.

<sup>4</sup> Funding provided to the Agriculture Department from the game and fish fund for wildlife depredation purposes is reduced from \$868,800 to \$400,000.

This amendment also:

- Provides that funding for Missouri River law enforcement activities may be used for salaries and operating expenses for department employees coordinating or performing Missouri River law enforcement activities and for grants to local law enforcement agencies performing Missouri River law enforcement activities. The funding may not be used to purchase equipment with a cost of \$3,000 or more.
- Provides for a Legislative Management study of the United States Department of Agriculture Wildlife Services program.